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# ILLINOIS REGISTER

## Rules of Governmental Agencies



**JIM EDGAR**  
Secretary of State

VOLUME 14  
ISSUE 46

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Secretary of State  
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288 Centennial Bldg.  
Springfield, IL 62756

(217) 782-9786

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## INTRODUCTION

The Illinois Register is the official state document for publishing public notice of rulemaking activity by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules or amendments to or repealers of existing rules, including those by emergency or peremptory action.

The Register also contains Executive Orders and Proclamations issued by the Governor, notices of public information required by State statute, and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies. In addition, the Register contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current Register volume and a Sections Affected Index listing, by Title of the *Illinois Administrative Code*, each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume. Both indices are action coded and are designed to aid the public in monitoring rules.

The Register will serve as the update to the *Illinois Administrative Code*, a compilation of the rules of State agencies. The most recent edition of the Code along with the Register comprise the most current accounting of the State agencies' rules.

The *Illinois Register* is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1985, ch. 127, pars. 1001 et seq., as amended).

## REGISTER PUBLICATION SCHEDULE 1990

Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:	Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:
Dec. 19, 1989	Dec. 26, 1989	1	Jan. 5, 1990	June 26, 1990	July 3, 1990	28	July 13, 1990
Dec. 26, 1990	Jan. 2, 1990	2	Jan. 12, 1990	July 3, 1990	July 10, 1990	29	July 20, 1990
Jan. 2, 1990	Jan. 9, 1990	3	Jan. 19, 1990	July 10, 1990	July 17, 1990	30	July 27, 1990
Jan. 9, 1990	Jan. 16, 1990	4	Jan. 26, 1990	July 17, 1990	July 24, 1990	31	Aug. 3, 1990
Jan. 16, 1990	Jan. 23, 1990	5	Feb. 2, 1990	July 24, 1990	July 31, 1990	32	Aug. 10, 1990
Jan. 23, 1990	Jan. 30, 1990	6	Feb. 9, 1990	July 31, 1990	Aug. 7, 1990	33	Aug. 17, 1990
Jan. 30, 1990	Feb. 6, 1990	7	Feb. 16, 1990	Aug. 7, 1990	Aug. 14, 1990	34	Aug. 24, 1990
Feb. 6, 1990	Feb. 13, 1990	8	Feb. 23, 1990	Aug. 14, 1990	Aug. 21, 1990	35	Aug. 31, 1990
Feb. 13, 1990	Feb. 20, 1990	9	Mar. 2, 1990	Aug. 21, 1990	Aug. 28, 1990	36	Sept. 7, 1990
Feb. 20, 1990	Feb. 27, 1990	10	Mar. 9, 1990	Aug. 28, 1990	Sept. 4, 1990	37	Sept. 14, 1990
Feb. 27, 1990	Mar. 6, 1990	11	Mar. 16, 1990	Sept. 4, 1990	Sept. 11, 1990	38	Sept. 21, 1990
Mar. 6, 1990	Mar. 13, 1990	12	Mar. 23, 1990	Sept. 11, 1990	Sept. 18, 1990	39	Sept. 28, 1990
Mar. 13, 1990	Mar. 20, 1990	13	Mar. 30, 1990	Sept. 18, 1990	Sept. 25, 1990	40	Oct. 5, 1990
Mar. 20, 1990	Mar. 27, 1990	14	Apr. 6, 1990	Sept. 25, 1990	Oct. 2, 1990	41	Oct. 12, 1990
Mar. 27, 1990	Apr. 3, 1990	15	Apr. 13, 1990	Oct. 2, 1990	Oct. 9, 1990	42	Oct. 19, 1990
Apr. 3, 1990	Apr. 10, 1990	16	Apr. 20, 1990	Oct. 9, 1990	Oct. 16, 1990	43	Oct. 26, 1990
Apr. 10, 1990	Apr. 17, 1990	17	Apr. 27, 1990	Oct. 16, 1990	Oct. 23, 1990	44	Nov. 2, 1990
Apr. 17, 1990	Apr. 24, 1990	18	May 4, 1990	Oct. 23, 1990	Oct. 30, 1990	45	Nov. 9, 1990
Apr. 24, 1990	May 1, 1990	19	May 11, 1990	Oct. 30, 1990	Nov. 5, 1990	46	Nov. 16, 1990
May 1, 1990	May 8, 1990	20	May 18, 1990	Nov. 5, 1990	Nov. 13, 1990	47	Nov. 26, 1990 (Mon.)
May 8, 1990	May 15, 1990	21	May 25, 1990	Nov. 13, 1990	Nov. 20, 1990	48	Nov. 30, 1990
May 15, 1990	May 22, 1990	22	June 1, 1990	Nov. 20, 1990	Nov. 27, 1990	49	Dec. 7, 1990
May 22, 1990	May 29, 1990	23	June 8, 1990	Nov. 27, 1990	Dec. 4, 1990	50	Dec. 14, 1990
May 29, 1990	June 5, 1990	24	June 15, 1990	Dec. 4, 1990	Dec. 11, 1990	51	Dec. 21, 1990
June 5, 1990	June 12, 1990	25	June 22, 1990	Dec. 11, 1990	Dec. 18, 1990	52	Dec. 28, 1990
June 12, 1990	June 19, 1990	26	June 29, 1990	Dec. 18, 1990	Dec. 24, 1990	1	Jan. 4, 1991
June 19, 1990	June 26, 1990	27	July 6, 1990	Dec. 24, 1990	Dec. 31, 1990	2	Jan. 11, 1991

Please note: When the Register deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).



NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Public Radio and Television Station Grants

2) Code citation: 74 Ill. Adm. Code 280

3) Section numbers: Proposed action: Amendment 280.10

Amendment 280.20

New Section 280.35

4) Statutory authority: Ill. Rev. Stat. 1989, ch. 127, par. 1551.

5) A complete description of the subjects and issues involved:  
Pursuant to a review of the Comptroller's administrative rules governing the Public Broadcasting Grants Program, it was determined that the language of the rules imposes a more narrow and inflexible interpretation of "actual operating expenses" than is expressly stated by and defined within the original enabling legislation, P.A. 84-1040. As it has been the ongoing practice of the Comptroller to accept equipment costs as legitimate and reportable expenses under the grants program, these amendments are necessary to bring the rules into conformance with actual practice. Additionally, these amendments will also bring the State's grant program into conformity with that of the Corporation for Public Broadcasting, upon which the State's grant program has been modeled from its inception.

6) Will these proposed amendments replace any emergency rules currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Do these proposed amendments contain incorporations by reference? No.

9) Are there any proposed amendments pending on this Part? No.

10) Statement of statewide Policy Objectives: Not applicable.

11) Time, place and manner in which interested persons may comment on these proposed amendments: Interested persons or organizations may submit written comments or requests to comment within 45 days of publication of this notice to:

NOTICE OF PROPOSED AMENDMENTS

Kirby Vanzandt  
Office of the Comptroller  
201 State House  
Springfield, Illinois 62706  
(217) 782-6000

12) Initial regulatory flexibility analysis: These amendments do not affect small businesses.

The full text of the proposed amendments begins on the next page:

## COMPTROLLER

## NOTICE OF PROPOSED AMENDMENTS

TITLE 74: PUBLIC FINANCE  
CHAPTER II: COMPTROLLER

## PART 280

## PUBLIC RADIO AND TELEVISION STATION GRANTS

## Section

280.5	Foreword
280.10	Definitions
280.15	Operating Grants
280.20	Applications Content
280.25	Grant Limitations
280.30	Application Times
<u>280.35</u>	<u>Compliance Audits</u>
APPENDIX A	Corporation for Public Broadcasting Qualification Criteria for Radio Community Service Grants
APPENDIX B	Corporation for Public Broadcasting Qualification Criteria for Television Community Service Grants

**AUTHORITY:** Implementing and authorized by "AN ACT to provide for state grants to certain public radio and television stations in the State of Illinois and for related purposes" (Ill. Rev. Stat. ~~1989~~1987, ch. 127, par. 1551 et seq.).

**SOURCE:** Adopted at 4 Ill. Reg. 37, p. 597, effective August 29, 1980; codified at 5 Ill. Reg. 10598; amended at 10 Ill. Reg. 10115, effective May 28, 1986; amended at 13 Ill. Reg. 4664, effective March 22, 1989; amended at 13 Ill. Reg. 14038, effective August 29, 1989; amended at \_\_\_ Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## Section 280.10. Definitions

"Act" means "AN ACT to provide for State grants to certain public radio and television stations in the State of Illinois and for related purposes" (Ill. Rev. Stat. ~~1989~~1987, ch. 127, par. 1551 et seq.).

"Actual Operating Cost" means the total sum expended for the operations and maintenance of an Illinois public radio or television station during the station's fiscal year ending prior to October 1 of the fiscal year for which funds are appropriated for grants under this Act, and includes programming and production costs, all administrative costs,

## COMPTROLLER

## NOTICE OF PROPOSED AMENDMENTS

all public information costs, all fund raising costs, all broadcasting costs and all in-kind expenses relating to the above. However, the term "actual operating costs" does not include the costs of acquiring real property~~fixed assets~~, depreciation on real property~~fixed assets~~, production costs underwritten by public broadcasting entities, costs attributable to instructional activities of the educational institution, whether on closed circuit or not, costs of operating a commercial (profit-making) business enterprise, including a for-profit subsidiary, and all in-kind expenses related to the above.

"Comptroller" means the Comptroller of the State of Illinois or his designated representative for receiving grant applications pursuant to the Act.

"Eligible station" means a public radio or television station in full-time operation which the Corporation for Public Broadcasting has determined has met its minimum grant criteria (see Appendices A and B of this Part) for eligibility to participate in the grant process before applying for a grant under the Act.

"Illinois Public Radio Station" or "Radio Station" means a non-commercial public radio broadcasting station licensed as such by the Federal Communications Commission to and operating from a community within this State which is eligible to receive grants under the Act.

"Illinois Public Television Station" or "Television Station" means a non-commercial public television broadcasting station licensed as such by the Federal Communications Commission to and operating from a community within this State which is eligible to receive grants under the Act.

"Public Broadcasting Entities" means the Corporation for Public Broadcasting, any licensee or permittee of a television or radio broadcasting station which is eligible to be licensed by the Federal Communications Commission as a non-commercial educational radio or television broadcasting station, or any non-profit institution engaged primarily in the production, acquisition, distribution, or dissemination of educational and cultural television or radio programs.

"Station" means any eligible radio or television station.

(Source: Amended at \_\_\_ Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

NOTICE OF PROPOSED AMENDMENTS

Section 280.20 Applications Content

a) Any eligible station seeking a grant pursuant to the Act shall send 3 copies of each of the documents described in subsections (b) through (h) to:

Public Radio/Television Assistance Grant  
Office of the Comptroller  
State of Illinois  
201 Capitol Building  
Springfield, Illinois 62706

b) A Preliminary Certification Station, indicating that the station has met the minimum grant criteria of the Corporation for Public Broadcasting before applying for a grant under the Act.

c) General Information and Cover Page identifying the name, address, telephone number and call letters of the station and indicating the enclosure of all appropriate schedules and other supporting information.

d) A certification of grant Request executed in two parts: 1) one by the station manager or chief executive officer which certifies that the applicant has accurately stated actual operating costs which are detailed on schedules B and D of the application, and

B) will abide by the terms and conditions of the grant, including granting access to the station's accounting records to the Comptroller's Office and not using grant funds for the purpose of general institutional overhead or parent organization expenses, which shall be categorized as follows:

- i) Long term investments;
- ii) capital improvements on real property and fixed assets;
- iii) land acquisition;
- iv) purchase of buildings;
- v) overhead costs of parent institution.

2) and the second part executed by a certified public accountant which expresses the opinion that the operating costs of the station are accurate and comply with this part. (Provide as Schedule A) A detailed statement of the applicant's actual operating costs during the fiscal year preceding the application. (Provide as Schedule B)

NOTICE OF PROPOSED AMENDMENTS

f) A schedule of other eligible costs, qualifying as such by reason of this Part, which may arise by allocation to the station of eligible operating costs appearing in the University's financial statement which are attributable to the station. (Provide as Schedule C)

g) A schedule of ineligible costs, qualifying as such by reason of this Part, which may also include costs incurred by the station which are attributable to the general operation of the University. (Provide as Schedule D)

h) Such other supporting information as may be requested by the Comptroller.

(Source: Amended at Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 280.35 Compliance Audits

In the event that funds should be discontinued for the grants Program, or a station should decide not to reapply, it shall be the responsibility of the station to provide the Comptroller's Office with a C.P.A. certified disclosure that actual grant expenditures are fairly stated and comply with the administrative rules of the State of Illinois, Office of the Comptroller for Public Radio and Television Station Grants, 74 Ill. Adm. Code 280. Disclosure of grant expenditure information should be rendered in a manner consistent with reporting on Schedule F, Statement of Grant Expenditures, contained within the station's most recent grant application. Certified disclosure of final year grant expenditures should be received in the Comptroller's Office not later than 120 days following the close of the station's fiscal year.

(Source: Added at Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

- 1) HEADING OF THE PART: Boat Access Area Construction Program
- 2) CODE CITATION: 17 Ill. Adm. Code 3035
- 3) SECTION NUMBERS:

3035.10	Amendments
3035.30	Amendments
3035.40	Amendments
3035.50	Amendments
3035.60	Amendments
3035.70	Amendments
- 4) STATUTORY AUTHORITY: Implementing and authorized by Section 63a25 of the Civil Administrative Code (Ill. Rev. Stat. 1989, ch. 127, par. 63a25) and Section 1 of the Boat Registration and Safety Act (Ill. Rev. Stat. 1989, ch. 95 1/2, par. 320-1).
- 5) A COMPLETE DESCRIPTION OF THE SUBJECTS AND ISSUES INVOLVED: This Part provides programmatic and regulatory framework for administration of the Department of Conservation's Boat Access Area grant program for local units of government. These changes reflect proposed changes in the program to: (1) allow canoe access and land acquisition projects for boat ramp areas eligible for assistance under the program; and (2) to modify the rating criteria for evaluation/prioritizing projects.
- 6) WILL THIS PROPOSED RULE REPLACE AN EMERGENCY RULE CURRENTLY IN EFFECT? No
- 7) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No
- 8) DOES THIS PROPOSED RULE CONTAIN INCORPORATIONS BY REFERENCE? No
- 9) ARE THERE ANY OTHER PROPOSED AMENDMENTS PENDING ON THIS PART? No
- 10) STATEMENT OF STATEWIDE POLICY OBJECTIVES: This rule has no impact on local governments.
- 11) TIME, PLACE AND MANNER IN WHICH INTERESTED PERSONS MAY COMMENT ON THIS PROPOSED RULEMAKING: Comments on the proposed rule may be submitted in writing for a period of 30 days following publication of this notice to:

Jack Price

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787

- 12) INITIAL REGULATORY FLEXIBILITY ANALYSIS: This rule has no impact on small businesses or municipalities.

THE FULL TEXT OF THE PROPOSED AMENDMENTS BEGINS ON THE NEXT PAGE:

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a) Grant applications for funding assistance under the program must be submitted to the Department no later than March 1 of each calendar year. Awarding of grants will be made under the authority and direction of the Director of the Department after the beginning of the fiscal year of the Department after the beginning of the fiscal year of the Department. The number of grants awarded is limited to the total amount of funds available for the program in the given fiscal year.

b) The project application consists of the following components:

1) Completed application forms

2) Location map

3) Site plan

4) ~~Estimate of cost/Site Premise/Plat Map~~

5) Resolution of the governing body of the Local Agency authorizing submittal of an application for assistance from the Boat Access Area Construction program and indicating the name, address, telephone number and title of the person to contact if it is necessary to clarify any of the information submitted in the project application.

6) Proof of land ownership or lease

7) Illinois Historic Preservation Agency sign-off regarding historical resource impact (P.A. 86-707), Illinois Department of Agriculture sign-off regarding prime farmland impact (P.A. 82-945) and Department of Conservation sign-off regarding wetland impact (P.A. 89-2780).

(Source: Amended at 14 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 3035.50 Applicable Facilities

The following facilities are eligible for consideration in the construction of boat access areas:

a) Boat and canoe launching ramp/area

b) Maneuvering area for car and trailer adjacent to ramps

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NOTICE OF PROPOSED AMENDMENTS

TITLE 17: CONSERVATION

CHAPTER 1: DEPARTMENT OF CONSERVATION  
SUBCHAPTER 9: GRANTS

PART 3035

BOAT ACCESS AREA CONSTRUCTION/DEVELOPMENT PROGRAM

Section 3035.10 Program Objectives

3035.20 Eligibility Requirements

3035.30 Assistance Formula

3035.40 General Procedures for Grant Awards

3035.50 Applicable Facilities

3035.60 Selection Criteria

3035.70 Program Compliance Requirements

3035.80 Program Information Contact

AUTHORITY: Implementing and authorized by Section 63a25 of the Civil Administrative Code (Ill. Rev. Stat., ch. 127, par. 63a25) and Section 1 The Boat Registration and Safety Act (Ill. Rev. Stat., 1989, ch. 95 1/2, par. 320-1).

SOURCE: Adopted and codified at 7 Ill. Reg. 5858, effective April 27, 1983; amended at 9 Ill. Reg. 2910, effective February 26, 1985; amended at 11 Ill. Reg. 15896, effective September 21, 1987.

Section 3035.10 Program Objectives

The purpose of the program is to provide financial assistance to local Agencies to encourage the construction/development, improvement and expansion of public boat access areas in Illinois.

(Source: Amended at 14 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 3035.30 Assistance Formula

The project funding is determined by the amount of available grant funding, the type and extent of the project, and the local agency participation. Financial Assistance up to 100% of eligible project construction costs and 50% of eligible project land acquisition costs can be provided through this program.

(Source: Amended at 14 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 3035.40 General Procedures for Grant Awards

DEPARTMENT OF CONSERVATION  
NOTICE OF PROPOSED AMENDMENTS

- c) Parking area to service ramp users
- d) Access road to the ramp (up to 1/4 mile in length) and parking area
- e) Sanitary facilities including potable water supply and sewage facilities
- f) Initial channel improvements in launching ramp area
- g) Security lighting
- h) Walkways adjacent to and serving ramp
- i) Courtesy docks
- j) Marine sanitary disposal stations
- k) Docks to support gas pumps
- l) ~~Project sign~~ Land acquisition necessary to provide boating access to Illinois' surface waters
- m) Other facilities deemed by the Department to add to the ease of operations or maintenance, or add to the use of the facility, so long as it applies to, and is of use to the boating public.

(Source: Amended at 14 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 3035.60 Selection Criteria

- a) The following criteria will be taken into consideration by the Department in evaluating and selecting projects for funding. Numerical values will be established for each of the criteria as follows:
  - 1) Financial Cooperation - financial participation by the Local Agency. (0-10)
  - 2) Projected Usage - demand for and anticipated usage of the proposed facility. ~~(0-10)~~ (0-25)
  - 3) Impact on Business - impact on ~~privately owned~~ privately owned boating related business in the area. (0 or -5)

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- 4) Site Suitability - site related conditions and design features relating to the proposed development grant. ~~(0-15)~~ (0-20)
- 5) Program Suitability - is the proposed project in line with the overall purpose of the grant program. (0 or -10)
- 6) Ability to Maintain - capability of the applicant to operate and maintain the facility. (0-10)
- 7) User Fees - are user fees being charged; are they fair and equal; are charges the same for residents and non-residents of sponsor's jurisdiction? ~~(0-10)~~ (0-5)
- ~~8) Population Served - local governments with large population and user demand given highest consideration. (0-10)~~
- ~~9) 8) Regional/Local Needs - High, medium or low priority regional and county need as identified in the Statewide Comprehensive Outdoor Recreation Plan (SCORP). (0-10)~~ (0-8)
- 9) Water Body Served - priority given to providing boater access to major bodies of water in Illinois. (0-15)
- 10) Current Access Availability - initial access to body of water given priority. (0-7)
- ~~b) A total of 75 points is available. These applications receiving 60 to 75 points will be considered excellent; 45 to 59 points, good; 30 to 44 points, fair; and below 30 points, poor.~~
- ~~e) b) The Grant Section staff will review and, evaluate and prioritize the applications utilizing the criteria listed above and will forward their recommendations to the Director of the Department for a final determination. In arriving at a final determination, the Director will consider the recommendations of the Grant Section staff and the criteria listed above.~~

(Source: Amended at 14 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

a) The land to be used in development of boat access areas must be owned in fee simple or leased by the Local Agency. The Local Agency must provide proof of ownership or lease before plans for the facility can proceed. The term of the lease is determined by the amount of the contract.

b) For projects receiving assistance to acquire land for a boat access area, acquisition of the project property must be completed within nine (9) months following project approval, with the exception of those involving eminent domain. An independent appraisal must be completed by the sponsoring agency and certified by the Department to establish a fair market value for the project property. For land valued at over \$25,000, two appraisals are required. The appraisals must be completed to Department specifications. Title to any property for which grant reimbursement is sought can not be taken nor payment made for such property by the sponsoring agency before Department approval is received. Grant payment shall be limited to 50% reimbursement of the certified fair market value and in no case shall exceed actual cash payment for the property.

c) Land acquired with grant assistance must be subsequently developed as a public boat access area in general accordance with the approved project application proposal within three (3) years following the date title is secured for the property. Failure to improve the property for such use within the three (3) year time period shall result in the property being considered "converted" from its intended use necessitating remedial action by the Local Agency as specified herein.

b) The Local Agency is required to enter into a Standard Agreement with the Department in an amount agreed upon by the Local Agency and the Department as that necessary to complete the Department's share of project costs. Any costs incurred in the development and construction of the facilities in excess of the specified amount shall be paid by the Local Agency.

e) The Local Agency shall employ a competent engineering or architectural firm to develop necessary plans and specifications and to provide all other necessary

services. Any engineering or architectural agreement or contract must be approved by the Department prior to its acceptance by the Local Agency. The Department shall approve the agreement or contract based upon the design fee, the construction cost, and the project complexity.

e) If the Local Agency, by its unilateral action, terminates the project at any point short of its completion, the Local Agency shall be liable for all costs incurred and all monies forwarded to the Local Agency related to the project. The Local Agency shall agree to indemnify the Department and hold it harmless from any and all liability.

e) The Local Agency shall present to the Department all plans, specifications, contracts or documents and cost estimates for all work to be done by a specified date. If this date cannot be met, it will be the responsibility of the Local Agency to show cause in writing to the Department. The plans and specifications shall contain the seal and signature of a registered Professional Engineer or Architect as the case may be. The Local Agency shall provide documentation to the Department that advertised bids were published. All work must be advertised for public letting through competitive bidding and all bidding tabulations shall be submitted to the Department for approval of the lowest qualified bid. The Department shall approve the Local Agency's recommendation of the lowest qualified bid provided it does not exceed the grant funding and it is within the engineer's estimate. The Local Agency shall thereafter certify their approval of the lowest qualified bid at their next regular meeting following approval by the Department. The Local Agency shall be responsible for completion of the project within the time period specified in the contract.

e) The Local Agency shall insert as an integral part of any contract with the approved bidder the following provisions:

1) That the Contractor shall abide by and comply with all applicable Local, State and Federal laws in connection with contracts involving public funds, the construction or development of public buildings, works or facilities.

2) That the Contractor shall furnish to the Local

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## NOTICE OF PROPOSED AMENDMENTS

Agency and the Department performance bond(s) with surety or sureties, with penalty or loss clauses, relating to the construction of the proposed facilities and any losses or damages arising out of, or by virtue of said construction by the Contractor of the specified boat launching facilities, insuring, benefitting and protecting the Local Agency and the Department.

- 3) That the Contractor shall personally and individually, agree to furnish evidence of insurance, to indemnify, protect, defend at its own cost, and hold harmless the Local Agency and the Department from and against all losses, damages, injuries, costs, expenses or claims thereof to or by persons or property, arising out of, through, under or by virtue of the construction and development of the specified boat launching or access facilities.
- 4) That the Contractor shall furnish progress or pay estimate reports to the Local Agency and the Department at thirty (30) day intervals indicating:
- A) Units of work completed, and
- B) Percentage of work completed for thirty (30) day period and to date.
- 5) Upon the Department's receipt of each progress report or pay estimate submitted by the Local Agency which is within the scope of the contract, the Department shall issue payment.
- 6) ~~That the~~ The Local Agency and Contractor shall agree to erect a permanent sign at the project entrance in accordance with specifications to be provided by the Department; said sign to constitute a part of the construction contract and to be worded as follows:
- "Public boat launching facility provided through cooperation of the Illinois Department of Conservation, ~~financed by Marine Fuel Tax Revenue~~".
- 7) The Local Agency will notify the Department prior to the beginning of any construction. A Department engineer will make inspections of the project as construction

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

progresses and he will be available for assistance upon request. A final inspection of the completed project must be made by the Chief Engineer of the Department or his authorized representative prior to final payment by the Local Agency.

- h) The Local Agency shall indemnify, protect, defend and hold harmless the Department from any and all liability, costs, damages, expenses, or claims thereof arising under, through or by virtue of the construction, operation and maintenance of the proposed boat launching and access facilities.
- i) The Local Agency shall be responsible for and obtain all necessary Permits, Licenses or Forms of Consent, as the case may be, from, but not limited to the following agencies:
- 1) U.S. Corps of Engineers.
  - 2) (State) Department of Transportation (Division of Water Resources or Highways).
  - 3) Environmental Protection Agency.
  - 4) Local Building or Zoning Agencies, or Boards, where applicable.
- j) The Local Agency agrees to comply with the Recreational Area Licensing Act (Ill. Rev. Stat. ~~1985~~1989, ch. 111 1/2, par. 761 et. seq.), the Environmental Barriers Act (Ill. Rev. Stat. ~~1985~~1989, ch. 111 1/2, par. 3713(r)), and Section 11(b) of the Illinois Endangered Species Protection Act (Ill. Rev. Stat. ~~1985~~1989, ch. 8, par. 341(b)).
- k) The Local Agency shall agree to abide by the following Operation and Maintenance provisions:
- 1) General.
    - A) The boat launching and access facilities shall be continuously operated and maintained by the Local Agency at no cost to the Department and shall be operated and utilized in such a manner as to maximize the intended benefits to and for the general public.

DEPARTMENT OF CONSERVATION  
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B) All land and water areas which are open to the public shall be available for use and enjoyment by the public without regard to race, color, or ~~sex~~, national origin, age or disability. No lessee or licensee of an area under a concessionaire providing a service to the public, including facilities and accommodations, shall discriminate against any person or persons because of race, color, ~~sex~~, national origin, age or disability in the conduct of its operation under the lease, license or concession agreement.

C) No improvements, alterations or modifications of these facilities shall be permitted except with the prior approval in writing by the Department. Approval will be given by the Department if the improvements, alterations or modifications comply with the criteria in Section 3035.50.

D) The Department shall have access to all facilities at all times.

E) An official from the Department shall inspect the facilities prior to June 1st of each year to insure all deficiencies reflected in the inspection report have been corrected by the Local Agency.

F) Boats with gasoline or diesel motors shall not be prohibited from using the facility to launch and recover.

A) The Department discourages the charging of user fees; however, the Local Agency may, by formal resolution of the governing unit, charge minimal fees to offset operation and maintenance, security, and public health and safety costs.

B) In the case of locally owned water impoundments the incurred costs to be offset may also include navigational aids, rescue aids, water patrol and other related costs which are

DEPARTMENT OF CONSERVATION  
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C) No other costs will be allowed in calculating the minimal fee. Any discretionary fee for special services which is not a part of the project funded from Marine Motor Fuel Tax Revenue, such as boat slips, moorings or other services that cannot be used by all boaters, shall be levied separately.

D) The setting, administering and justifying of the fees to the general public is primarily the responsibility of the Local Agency. The Department reserves the right to ensure that any fee is within the scope of the contract.

E) The Local Agency shall maintain accounting records to explain receipt and disposition of all fees related to the launching facility and the Department may request or audit such records at anytime to ensure the revenue received from the fees is being used to operate and maintain the facility.

F) If fees are determined necessary by the Local Agency, the charging of reasonable daily fees as well as seasonal use fees shall be provided to assure that the occasional user is afforded access to the waters served by the facility. In the event the boat access facility is within the boundaries of a public park or recreational area, no annual fee shall be required non-park district residents using only the boat launching facility constructed or improved with the aid of this grant. However, a daily fee may be required by the Local Agency provided it does not exceed the annual park district fee for residents, computed on a daily basis.

G) Prior to charging of user fees, the Local Agency is required to give public notice of said fees at least 30 days in advance of the effective date of such fees and provide a copy of the proposed fee schedule and the public notice to the Department prior to implementation.

H) The method of collecting fees shall be

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

established by the Local Agency. However, the general public shall not be restricted from use of the facility upon arrival if an authorized representative of the Local Agency is not present to receive the required fee.

- I) An information sign which lists rules and regulations regarding fees shall be posted in a conspicuous place which is near a boat ramp or launching site.

- 3) Routine.

The operation and maintenance of the facility is the responsibility of the local agency.

~~1)p) If the Local Agency sells any or all of its property wherein public boat launching facilities have been funded by the Department and which constitute an integral part or portion of the property to be sold by said Local Agency, then the Local Agency shall notify the Department in writing by certified mail of its intention to sell within 30 days following its decision to sell the property. Following receipt of this notice of intention to sell, the Department shall thereafter have, and the Local Agency does hereby irrevocably grant, an Option to Purchase all or part of the premises intended to be sold by the Local Agency for a period of up to 3 years following the Department's receipt of the required notice. The option or purchase price for said property shall be the average of two appraisals (exclusive of the fair market value of the public boat launching facilities provided by the Department) to be obtained by the Department from independent fee appraisers during the option period and the Department agrees to notify the Local Agency whether it intends to exercise this Option to Purchase. Properties acquired or developed with grant assistance hereunder may not be converted to a use which would deny public boat access and use of Illinois' surface waters per terms of this Part without prior Department of Conservation approval. Approval for conversion of property acquired per terms of this Part will only be granted upon the following:~~

- 1) the local agency providing replacement property of at least equal fair market value and comparable recreational usefulness, quality and general location; or

## DEPARTMENT OF CONSERVATION

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- 2) the repayment of funds to the State of Illinois equal to the actual amount of grant funds disbursed hereunder or 50% of the property's certified fair market value at the time of conversion, whichever is greater.

- ~~m)q) Terms of the agreement~~ For projects receiving development/construction grant assistance only, terms of the grant program agreement between the Local Agency and the Department shall no longer apply after the time period established below relating to the total amount of grant funds received to aid the facility.

Total Grant Amount	Time Period After Signing of Grant
0-\$25,000	7 years
\$26,000 - \$100,000	12 years
\$100,000 - \$250,000	17 years
over \$250,000	25 years

- ~~n)r) Leasing or assignment of a Department funded facility is prohibited without prior notification to the Department.~~

- ~~e)s) The Local Agency shall agree that in the event of its breach or non-compliance with any of the terms of the agreement between the Local Agency and the Department that ten (10) days following receipt of a written notice from the Department of the existence of said breach or non-compliance, if said condition is not corrected within this ten (10) day period, that the Department shall thereafter have full right and authority to take such action as it deems necessary whether by way of injunction or otherwise to enforce the provisions of the agreement to prevent the continued breach or violation thereof by the Local Agency. It is further agreed by the Local Agency, that in the event it is adjudicated by any court that its activities are deemed to be a breach or violation of the agreement, as a part of the relief awarded to the Department, that the Local Agency will reimburse the Department for the legal fees and all costs incurred by the Department in the pursuit of its rights under this paragraph. For purposes of this paragraph, "legal fees" shall be deemed to be the entire sum presented for payment by any attorney or law firm to the Department relating to the claim of the Department alleging the Local Agency's breach or violation, said sum~~

NOTICE OF PROPOSED AMENDMENTS

1) HEADING OF THE PART: Illinois Bicycle Path Grant Program

2) CODE CITATION: 17 Ill. Adm. Code 3040

3) SECTION NUMBERS: PROPOSED ACTION:

- APPENDIX B New Section
- APPENDIX C New Section
- APPENDIX D New Section
- APPENDIX E New Section
- APPENDIX F New Section
- APPENDIX G New Section

4) STATUTORY AUTHORITY: Implementing and authorized by Section 63a36 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 63a36) and Section 3-821 of the Illinois Vehicle Code (Ill. Rev. Stat. 1989, ch. 95 1/2, par. 3-821).

5) A COMPLETE DESCRIPTION OF THE SUBJECTS AND ISSUES INVOLVED: When this part was initially adopted the joint committee on Administrative Rules recommended that the Department promulgate additional rulemaking to include appendices in this part. These appendices are Department Bicycle Path Grant application forms and are included to further clarify the rulemaking.

6) WILL THIS PROPOSED RULE REPLACE AN EMERGENCY RULE CURRENTLY IN EFFECT? No  
7) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No  
8) DOES THIS PROPOSED RULE CONTAIN INCORPORATIONS BY REFERENCE? No  
9) ARE THERE ANY OTHER PROPOSED AMENDMENTS PENDING ON THIS PART? No

10) STATEMENT OF STATEWIDE POLICY OBJECTIVES: This rule has no impact on local governments.

11) TIME, PLACE AND MANNER IN WHICH INTERESTED PERSONS MAY COMMENT ON THIS PROPOSED RULEMAKING: Comments on the proposed rule may be submitted in writing for a period of 30 days following publication of this notice to:

Jack Price  
Department of Conservation

NOTICE OF PROPOSED AMENDMENTS

being approved for payment by the Attorney General's office of the State of Illinois. For purposes of this paragraph, "costs" shall be deemed to be all those expenses, including court costs, reasonably incurred by the Department. In the event of breach of the agreement, the Department reserves the right to demand return of any state funds awarded under the agreement.

p-1) The Local Agency shall agree that the Department reserves the right to audit records relative to the agreement.

(Source: Amended at 14 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

524 S. Second Street, Room 485  
Springfield, IL 62701-1787

- 12) INITIAL REGULATORY FLEXIBILITY ANALYSIS: This rule deals with a Grant Program in which individuals and small businesses may participate voluntarily. The rulemaking does not regulate small businesses.

THE FULL TEXT OF THE PROPOSED AMENDMENTS BEGINS ON THE NEXT PAGE:

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF CONSERVATION  
SUBCHAPTER g: GRANTS

PART 3040  
ILLINOIS BICYCLE PATH GRANT PROGRAM

Section	
3040.10	Program Objectives
3040.20	Eligibility Requirements
3040.30	Assistance Formula
3040.40	General Procedures for Grant Applications and Awards
3040.50	Eligible Project Costs
3040.60	Project Evaluation Priorities
3040.70	Program Compliance Requirements
3040.80	Program Information/Contact
APPENDIX A	Project Evaluation Criteria
<u>APPENDIX B</u>	<u>Application Form</u>
<u>APPENDIX C</u>	<u>Acquisition Data</u>
<u>APPENDIX D</u>	<u>Development Data</u>
<u>APPENDIX E</u>	<u>Narrative Statement and Environmental Evaluation</u>
<u>APPENDIX F</u>	<u>Certification Statement</u>
<u>APPENDIX G</u>	<u>Application for Federal/State Assistance</u>

AUTHORITY: Implementing and authorized by Section 63a36 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 63a36) and Section 3-821 of the Illinois Vehicle Code (Ill. Rev. Stat. 1989, ch. 95 1/2, par. 3-821).

SOURCE: Adopted at 14 Ill. Reg. 6106, effective April 17, 1990;  
amended at 14 Ill. Reg. \_\_\_\_\_, effective

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## DEPARTMENT OF CONSERVATION

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- P. Provide a brief Narrative Statement and Environmental Evaluation (PB/DOC-4) of the project.
- Q. Provide copy of local, regional or State Trail/Recreation Plan and/or excerpt(s) or reference(s) from such plan(s) which justifies/identifies the proposed project as a priority.

II. PROJECT MAPS (no larger than 11" x 17")

- Attachment #1 = Attach a county, township or city map showing the location and extent of the project trail. On the same map, also indicate the location of, or link with, other bicycle trails in the immediate area.
- Attachment #2 = Attach a detailed Plat Map of the project trail ROW/property indicating dimensions and existing location of utility/road easements, etc.
- Attachment #3 = Attach a Site Development Plan for the project trail.

III. COMPLIANCE CERTIFICATION STATEMENT AND REQUIRED SIGN-OFF STATEMENTS

- A. Complete and attach the Project Certification Statement (BP/DOC-5 form)
- B. Complete Standard Form 424 (Application for Federal/State Assistance - parts 2, 5, 6, 7 and 11-18) and submit copy of form along with Narrative Statement (Item P) and project maps to:
1. State Historic Preservation Agency  
214 S. Sixth Street  
Springfield, IL 62701  
Telephone: 217/785-4993
  2. State and Areawide Clearinghouse  
  
Illinois State Clearinghouse  
Office of the Governor  
Room 202 State Capital  
Springfield, IL 62706

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Telephone: 217/782-1671

Areawide Clearinghouses

Area #1: McHenry, Lake, Kane, DuPage, Cook and Will Counties

Northeastern Illinois Planning Commission  
400 West Madison  
Chicago, IL 60606  
Telephone: 312/454-0400

Area #2: Rock Island, Henry and Mercer Counties

Bi-State Metropolitan Planning Commission  
1504 Third Avenue  
Rock Island, IL 61201  
Telephone: 308-793-6300

Area #3: Bureau, Stark, Marshall and Putnam Counties

North Central Illinois Council  
of Governments  
P.O. Box 206  
Princeton, IL 61356  
Telephone: 815/875-3396

Area #4: Kankakee County

Kankakee County Regional Planning  
Commission  
470 East Merchant  
Kankakee, IL 60901  
Telephone: 815/937-2940

Area #5: Henderson, Warren, Hancock and McDonough Counties

Western Illinois Regional Council  
223 South Randolph  
Macomb, IL 61455  
Telephone: 309/837-3941

Area #6: Peoria, Woodford and Tazewell Counties

Tri-County Regional Planning Commission  
P.O. Box 2200

DEPARTMENT OF CONSERVATION

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P.O. Box 387  
116 South Plum  
Carlinville, IL 62626  
Telephone: 217/854-9642

Area #13: Madison, Monroe and St. Clair Counties

East-West Gateway Coordinating  
Council  
911 Washington Avenue  
St. Louis, Missouri 63101

Telephone: 314/421-4220

Area #14: Bond, Clinton and Washington Counties

S.W. Illinois Metropolitan and  
Regional Planning Commission  
203 West Main Street  
Collinsville, IL 62234

Telephone: 618/344-4250

Area #15: Fayette, Effingham and Marion Counties

South Central Illinois Regional  
Planning and Development Commission  
Marion County Public Service Building  
200 East Schwartz  
Salem, IL 62881

Telephone: 618/548-4234

Area #16: Perry, Jefferson, Franklin, Jackson and  
Williamson Counties

Greater Egypt Regional Planning and  
Development Commission  
P.O. Box 3160  
Carbondale, IL 62901

Telephone: 618/549-3306

Area #17: Wayne, Edwards and White Counties

Greater Wabash Regional Planning  
Commission  
P.O. Box 153  
Albion, IL 62806

Telephone: 618-896-5372

Area #18: Hamilton, Saline, Gallatin, Pope and

DEPARTMENT OF CONSERVATION

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East Peoria, IL 61611  
Telephone: 309/694-4391

Area #7: McLean County

McLean County Regional Planning Commission  
207 West Jefferson Street, Suite 201  
Bloomington, IL 61701  
Telephone: 309/828-4331

Area #8: Champaign County

Champaign County Regional Planning  
Commission  
1303 North Cunningham  
Urbana, IL 61801

Telephone: 217/328-3313

Area #9: Adams, Schuyler, Brown and Pike Counties

Two Rivers Regional Council of Public  
Officials  
Franklin Square  
Fourth and State Streets  
Quincy, IL 62301

Telephone: 217/224-8171

Area #10: Sangamon County

Springfield-Sangamon County Regional  
Planning Commission  
703 Myers Building  
#1 West Old State Capitol Plaza  
Springfield, IL 62701

Telephone: 217/525-2132

Area #11: Macon County

Macon County Regional Planning Commission  
253 East Wood Street  
Decatur, IL 62523

Telephone: 217/423-6342

Area #12: Calhoun, Greene, Jersey, Macoupin,  
Montgomery and Christian Counties

West Central Illinois Valley Regional  
Planning Commission

## DEPARTMENT OF CONSERVATION

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Hardin Counties

Southern Illinois Regional Planning  
and Development Commission  
317 East Poplar Street, Suite D  
Harrisburg, IL 62946  
Telephone: 618/252-7463

Area #19: Union, Johnson, Alexander, Pulaski and  
Massac Counties

Southern Five Regional Planning District  
and Development Commission  
202 South Street  
Anna, IL 62906  
Telephone 618/833-2106

3. (ACQUISITION PROJECTS ONLY)

USDA Soil Conservation Service  
State Conservationist  
Springer Federal Building  
301 N. Randolph Street  
Champaign, IL 61820  
Telephone: 217/398-5286

(Source: Added at 14 Ill. Reg. \_\_\_\_\_, effective  
\_\_\_\_\_ )

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

Section 3040.APPENDIX C Acquisition Data

Project Sponsor: \_\_\_\_\_

Project Title: \_\_\_\_\_

1. (Proposed Acquisition Schedule)

Parcel #	Acreage	Est. Cost	Est. Relocation Cost
TOTAL:			

2. List all existing structures on the property to be acquired and briefly described their condition and what you intend to do with THE structures. Also indicate if anyone is currently residing or storing personal property on the property. IDENTIFY ALL STRUCTURES ON THE PROJECT PLAT MAP.

3. Is any part or all of the property to be acquired currently leased by the project sponsor or covered in a purchase agreement, option-to-buy agreement, etc.?

Yes [ ] No [ ]

(If yes, please submit copy of lease, agreement, etc.)

4. Attach copy of Commitment for Title Insurance on property to be acquired.

5. Attach the qualificationS/credentials of two independent fee appraisers showing their education and work experience including a list of appraisal clients.

(Source: Added at 14 Ill. Reg. \_\_\_\_\_, effective  
\_\_\_\_\_ )



DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

Section 3040.APPENDIX F Certification Statement

Sponsor: \_\_\_\_\_

Project Title: \_\_\_\_\_

As the official duly designated to represent the \_\_\_\_\_ (applicant), I do hereby certify that the information presented in this grant application is true and correct. I do further certify that the project, if approved for financial assistance through the State of Illinois' Bicycle Path grant program, will be completed in accordance with all applicable local and State laws and that the \_\_\_\_\_ (applicant) has the financial resources to initially fund 100% of the proposed project costs within the timeframe imposed by the Department of Conservation for project execution prior to receiving grant reimbursement. It is understood that proposed acquisition projects (excluding those involving eminent domain) must be completed within nine (9) months and proposed development projects completed within 18 months following project approval by the Department of Conservation. Failure to comply with the specified project execution timeframe could be cause for project termination. The \_\_\_\_\_ (applicant) does hereby further certify that it will indemnify, protect and hold harmless the State of Illinois, Department of Conservation and its representatives from any and all liabilities, costs, damages or claims arising as a direct or indirect result of the construction, operation or maintenance of the above-referenced project, and that the proposed facility will be operated and maintained in an attractive and safe manner and open and available to the public without regard to race, color, sex, national origin, age or disability. This Certification Statement was duly considered and acted upon and adopted by the \_\_\_\_\_ (applicant) at a legal meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

\_\_\_\_\_  
Name (printed/typed)

Attested: \_\_\_\_\_

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Title

(Source: Added at 14 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

Section 3040.APPENDIX G Application For Federal/State Assistance

1. Type of Submission: Application  Construction  Non-Construction  
 Preapplication  Construction  Non-Construction

2. Date Submitted: \_\_\_\_\_  
Applicant Identifier: \_\_\_\_\_

3. Date Received by State: \_\_\_\_\_  
State Application Identifier: \_\_\_\_\_

4. Date Received by Federal Agency: \_\_\_\_\_  
Federal Identifier: \_\_\_\_\_

5. Applicant Information  
 Legal Name: \_\_\_\_\_  
 Address: (give city, county, state and zip code) \_\_\_\_\_  
 Organizational Unit: \_\_\_\_\_  
 Name and telephone number of the person to be contacted on matters involving this application (give area code): \_\_\_\_\_

6. Employer Identification Number (EIN): \_ \_ \_ - \_ \_ \_ \_ \_

7. Type of Applicant: (enter appropriate letter in box [ ] )  
 A. State J. Private University  
 B. County K. Indian Tribe  
 C. Municipal L. Individual  
 D. Township M. Profit Organization  
 E. Interstate N. Other (Specify) \_\_\_\_\_  
 F. Intermunicipal  
 G. Special District  
 H. Independent School District  
 I. State Controlled Institution of Higher Learning

8. Type of Application:  New  Continuation  Revision

If Revision, enter appropriate letter(s) in box(es): [ ] [ ]  
 A. Increase Award B. Decrease Award  
 C. Increase Duration D. Decrease Duration  
 E. Other (specify): \_\_\_\_\_

9. Name of Federal Agency: \_\_\_\_\_

10. Program Name and Number: [ ] [ ] - [ ] [ ] [ ]  
Title: \_\_\_\_\_

DEPARTMENT OF CONSERVATION

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11. Description of Applicant's Project:

12. Areas Affected by Project (cities, counties, states, etc.):

13. Proposed Project:

Start Date:

Ending Date:

14. Congressional Districts of:

a. Applicant

b. Project

15. Estimated Funding:

a. Federal	\$	.00
b. Applicant	\$	.00
c. State	\$	.00
d. Local	\$	.00
e. Other	\$	.00
f. Program Income	\$	.00
g. TOTAL	\$	.00

16. Is Application Subject to Review by State Executive Order 12372 Process?

a. Yes. This Preapplication/Application was Made Available to the State Executive Order 12372 Process for Review On:

Date:

b. No.  Program is Not Covered by E.O. 12372  Or Program Has Not Been Selected By State for Review

17. Is the Applicant Delinquent on Any Federal Debt?

Yes. If "Yes" attach an explanation.

No

18. To the Best of My Knowledge and Belief, All Data in This Application/Preapplication are true and correct, the Document Has Been Duly Authorized by the Governing Body of the Applicant and the Applicant Will Comply with the Attached Assurances if the Assistance is Awarded.

a. Typed Name of Authorized Representative:  
b. Title:  
c. Telephone Number:

DEPARTMENT OF CONSERVATION

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d. Signature of Authorized Representative:  
e. Date Signed:

(Source: Added at 14 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED RULES

- 1) HEADING OF THE PART: Nuisance Wildlife Control Permits
- 2) CODE CITATION: 17 Ill. Adm. Code 525
- 3) SECTION NUMBERS:

525.10	New Section
525.20	New Section
525.30	New Section
525.40	New Section
525.EXHIBIT A	New Section

PROPOSED ACTION:
- 4) STATUTORY AUTHORITY: Implementing and authorized by Section 2.37 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, par. 2.37).
- 5) A COMPLETE DESCRIPTION OF THE SUBJECTS AND ISSUES INVOLVED:  
This new Administrative Rule will regulate the taking, possession, transport and disposition of Illinois fauna which are causing damage to property or are a risk to human health or safety and the issuance of permits for that activity.
- 6) WILL THIS PROPOSED RULE REPLACE AN EMERGENCY RULE CURRENTLY IN EFFECT? No
- 7) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No
- 8) DOES THIS PROPOSED RULE CONTAIN INCORPORATIONS BY REFERENCE? Yes
- 9) ARE THERE ANY OTHER PROPOSED AMENDMENTS PENDING ON THIS PART? No
- 10) STATEMENT OF STATEWIDE POLICY OBJECTIVES: Nothing in this Part will necessitate additional expenditures from local revenues.
- 11) TIME, PLACE AND MANNER IN WHICH INTERESTED PERSONS MAY COMMENT ON THIS PROPOSED RULEMAKING: Comments on the proposed rule may be submitted in writing for a period of 30 days following publication of this notice to:

Jack Price  
 Department of Conservation  
 524 S. Second Street, Room 485  
 Springfield, IL 62701-1787

- 12) INITIAL REGULATORY FLEXIBILITY ANALYSIS:

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED RULES

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: October 29, 1990.
- B) Types of small businesses affected: Commercial Animal Removal Firms
- C) Reporting, Bookkeeping or other procedures required for compliance: This new procedure requires that the Commercial Animal Removal personnel pass a written examination on related knowledge in order to be licensed to charge a fee for the removal of nuisance wildlife.
- D) Types of professional skills necessary for compliance: Ability to catch or kill nuisance wildlife and dispose of the carcasses or live animals within the parameters of the law.

THE FULL TEXT OF THE PROPOSED AMENDMENTS BEGINS ON THE NEXT PAGE:

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## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED RULES

- vi) Disease Free Certification and Quarantine Provisions for Propagation, Release, Importation, Exportation, and Transportation of Game Mammals, Game Birds, Migratory Birds, or Exotic Wildlife (17 Ill. Adm. Code 630); and
  - vii) diseases, life cycles, habits, and habitats of common Illinois wildlife.
- C) completed a Hunter Safety Course administered by the Department or provided proof of equivalent training if firearms are to be used to take or euthanize animals.
- 4) Each new applicant or person whose permit has been revoked or has expired shall be required to answer correctly at least 80% of the questions on the closed-book examination. Applicants failing the required examination may repeat the exam after 45 days. Should a second failure occur, a six-month waiting period from the date of the second exam is required before the examination sequence can be repeated.
- 5) The Department will issue a Class B Nuisance Wildlife Control Permit to an individual provided the applicant has:
- A) met eligibility requirements as per this Section;
  - B) successfully completed an interview during which a representative of the Division of Wildlife Resources has determined the applicant's knowledge of wildlife and wildlife capture techniques sufficient to render services as provided for in this Section; and
  - C) completed a Hunter Safety Course administered by the Department or provided proof of equivalent training if firearms are to be used to take or euthanize animals.
- 6) The Department will issue a Class C Nuisance Wildlife Control Permit to a governmental body upon application.

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED RULES

- e) Violation of the Illinois Endangered Species Act (Ill. Rev. Stat. 1989, ch. 8, par. 331-341), the Fish Code of 1971 (Ill. Rev. Stat. 1989, ch. 56, par. 1.1-6.4) or the Wildlife Code (Ill. Rev. Stat. 1989, ch. 1.2-517) during the 3 years prior to application for a Class A or Class B Nuisance Wildlife Control Permit shall be grounds for refusal to issue said permit.
- f) Final judgement of applications will be made by the Chief, Division of Wildlife Resources, or his designee, based on criteria contained in subsection (d).

## Section 525.30 General Provisions

- a) Nuisance Wildlife Control Permits will be issued on an annual basis and expire January 31 of each year. Nuisance Wildlife Control Permits are not transferable.
- b) Under no circumstances shall a Nuisance Wildlife Control Permit be used in lieu of a scientific collector's permit or sport or commercial licenses.
- c) Permittee's method of taking fauna must be approved by the Department. Approved methods include, but are not limited to trapping and shooting. In addition,
  - 1) Only box traps, cage traps, or traps of similar design and unmodified cushion-hold traps may be used for land sets. "Cushion-hold trap" means an approved trap of the spring-loaded type with offset jaws designed to capture an animal by closing upon one of its limbs and which is so constructed that the edges designed to touch the animal are composed of a non-metallic substance which eliminates or mitigates injury to the trapped animal.
  - 2) Body-gripping traps, cushion-hold traps, leghold traps, Bailey beaver traps or traps of similar design, Snead colony traps or traps of similar design, and cage traps, box traps or traps of similar design may be used for water sets. Snares that are not powered by springs or other mechanical devices may be used for water sets only if at least one-half of the snare noose loop is located under water at all times; the noose loop diameter is not greater than 15 inches (38.1 CM); the snare is equipped with a mechanical lock, anchor swivel, and

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11) It is unlawful for any person, except persons permitted by law, to have or carry any gun in or on any vehicle, conveyance or aircraft, unless such gun is unloaded and enclosed in a case.

12) It is unlawful to fire a rifle, pistol, revolver, or airgun on, over or into any waters of this State, including frozen waters.

13) It is unlawful to discharge any gun along, upon, across, or from any public right-of-way or highway in this State.

14) It is unlawful to use a silencer or other device to muffle or mute the sound of the explosion or report resulting from the firing of any gun.

15) It is unlawful for any person to remove animals from or to move or disturb in any manner, the traps owned by another person without written authorization of the owner to do so.

16) It is unlawful for any person to wantonly or carelessly injure or destroy, in any manner land of another while engaged in activities permitted by this Section.

17) It is unlawful for any person to take any protected species during the gun deer hunting season in those counties open to gun deer hunting, unless he wears, when in the field, a cap and outer garment of a solid blaze orange color, with such articles of clothing displaying a minimum of 400 square inches of blaze orange material.

18) The use of firearms shall be subject to all state restrictions.

19) The use of firearms shall be subject to municipal restrictions unless otherwise authorized in writing by an official of the municipality.

20) Taking of fauna on private properties by Class A permittees requires the landowner's or tenant's written permission. Taking of fauna on private properties by Class B permittees requires the landowner's or tenant's written or oral permission.

d)

DEPARTMENT OF CONSERVATION

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stop device to prevent the mechanical lock from closing the nose loop to a diameter of less than 2 1/2 inches (6.4 CM); the cable diameter is not less than 5/64 inch (2.0 MM) but not greater than 1/8 inch (3.2 MM); and the snare is not constructed of stainless steel metal cable or wire.

3) The use of traps shall be subject to all municipal restrictions unless otherwise authorized in writing by an official of the municipality.

4) It is unlawful to fail to visit and remove all animals from traps staked out, set, used, tended, placed or maintained at least once each calendar day.

5) It is unlawful for any person to place, set, use, or maintain any trap or snare that is not tagged, inscribed, or otherwise identified with the permittee's name and address.

6) It is unlawful for any person to place, set, use, or maintain a cushion-hold trap or leghold trap in water, that has a jaw spread larger than 7 1/2 inches (19.1 CM), or a body-gripping trap having a jaw spread larger than 10 inches (25.4 CM) on a side if square and 12 inches (30.5 CM) if round.

7) It is unlawful for any person to place, set, use, or maintain a cushion-hold trap on land, that has a jaw spread larger than 6 1/2 inches (16.6 CM).

8) It is unlawful to use any trap with saw-toothed, spiked, or toothed jaws.

9) It is unlawful to place, set, or maintain any leghold trap or cushion-hold trap within thirty (30) feet (9.14 m) of bait placed in such a manner or position that it is not completely covered and concealed from sight, except that this shall not apply to underwater sets. Bait shall mean and include any bait composed of mammal, bird, or fish flesh, fur, hide, entrails, or feathers.

10) It is unlawful to use any deadfall, pit trap, spear, gig, hook, crossbow, poison, chemical, explosive or any like device to take any protected species.

## DEPARTMENT OF CONSERVATION

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- e) Taking of fauna on state-owned or -managed lands requires written authorization from the Site Superintendent or District Wildlife Manager.
- f) Permittees shall describe to the persons seeking services the estimated cost and type of control methods to be used to relieve the nuisance problem and/or to alleviate damage to livestock, crops, or property.
- g) The Nuisance Wildlife Control Permit must be carried on the person at all times when taking or transporting fauna and be presented, upon request, to any authorized employee of the Department or any peace officer.
- h) The taking of white-tailed deer, endangered species, threatened species, migratory birds, or other species protected by Federal regulations is prohibited unless specific authority is granted by the Department. If the permittee desires to control migratory birds or other species protected by Federal regulations, the permittee must first obtain appropriate authorization from the U.S. Fish and Wildlife Service, then receive approval from the Department prior to initiating any control methods.
- i) All fur-bearing mammals which are not listed in 17 Ill. Adm. Code 1010 and all game mammals which are not listed in 17 Ill. Adm. Code 1010 and are taken under authority of this Part must be released alive or euthanized except that striped skunks must be euthanized. All other Protected Species must be released alive or surrendered to a licensed rehabilitator.
- j) Methods of euthanizing animals must be approved by the Department and include, but are not limited to:
  - 1) captive bolt, gunshot, drowning, and stunning;
  - 2) inhalants, including ether, halothane, methoxyflurane, isoflurane, nitrous oxide, N<sub>2</sub>, carbon monoxide, and carbon dioxide; and
  - 3) non-inhalants including Secobarbital/dibucaine and T-61.
- k) All euthanized animals must be transferred to a licensed renderer or disposed of in accordance with the Illinois Dead Animal Disposal Act (Ill. Rev. Stat. 1989, ch. 8,

## DEPARTMENT OF CONSERVATION

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- par. 149 et seq.).
- l) The sale of animals or animal by-products taken under authority of this Part is prohibited.
  - m) All animals released alive must be re-located into suitable habitat in the State of Illinois within 24 hours after capture. The release site must be located at least 10 but not more than 40 miles from the capture site unless the Department grants specific authority to release animals greater than 40 miles from the capture site and the animals are certified disease-free as provided for in 17 Ill. Adm. Code 630. Animals captured by duly appointed representatives of municipalities may be re-located into suitable habitat less than 10 miles from the capture site if this rule would require the release of animals on lands under the jurisdiction of another municipality.
  - n) Temporary holding facilities must meet U.S. Department of Agriculture standards for animal welfare as specified in "Specifications for the Humane Handling, Care, Treatment, and Transportation of Warmblooded Animals Other Than Dogs, Cats, Rabbits, Hamsters, Guinea Pigs, Nonhuman Primates, and Marine Mammals" (Subpart F, Ch. 1, 9 CFR, 1985) (no later editions or amendments are included).
  - o) Release of fauna onto public or private land requires written authorization from the site superintendent, tenant, or landowner. In the event that threatened or endangered species are involved, the release must be directed by the Endangered and Threatened Species Conservation Program Coordinator, Division of Natural Heritage, Department of Conservation, 524 South Second Street, Springfield, Illinois 62701.
  - p) Permittees who rent, lend or otherwise transfer traps to clients, citizens, or other parties who are not under their direct supervision and have not obtained a Nuisance Wildlife Control Permit or a Nuisance Animal Removal Permit are responsible for any damages or violations of this Section that are perpetrated by the other party. Any animals taken by a second party must be reported by the permittee in accordance with subsection (q). Failure to comply with this Part will result in permit suspension or revocation in accordance with Section 525.40.

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(g) All permittees shall maintain records and submit an annual report to the Department showing the following information: (1) total number of complaints received, (2) number of complaints serviced, (3) county of residence, name, address, and phone number of the permittee, (4) number and kinds of animals relocated, (5) name, address, and phone number of any site supervisor, tenant or landowner on whose property animals were released, (6) locations where animals were released, and (7) number and kinds of all animals euthanized. This report shall be made on or before January 20 and shall include all operations for the period from January 1 through December 31 of the previous year. All such reports and records required by this Section shall be available for inspection by any officer or authorized employee of the Department, any sheriff, deputy sheriff, or any other peace officer at any reasonable time when request is made for same. Failure to comply with the provisions of this Section shall bar the permittee from obtaining a Nuisance Wildlife Control Permit for the following year.

Section 525.40 Revocation and Suspension of Permits - Hearings and Appeals

In accordance with Section 3.36 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, par. 3.36), failure to comply with the provisions of the Nuisance Wildlife Control Permit, Wildlife Codes of Illinois pertaining to Nuisance Wildlife Control Permits, and this Part or providing false information to obtain a Nuisance Wildlife Control Permit will result in suspension or revocation of the Nuisance Wildlife Control Permit. Suspension of the Nuisance Wildlife Control Permit will be for a period of not less than one year. Upon receiving three or more complaints about services rendered by a permittee, the Department will review allegations and may immediately suspend the permit of said person for a period of 90 days pending an investigation. The procedure by which suspensions and revocations are made, the rights of permittees to notice and hearing, and the procedures governing such hearings are set forth in 17 Ill. Adm. Code 2530.

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SECTION 525. EXHIBIT A. APPLICATION FOR NUISANCE WILDLIFE CONTROL PERMIT

Part 1. Personal Data

Name \_\_\_\_\_  
 First \_\_\_\_\_ Middle Initial \_\_\_\_\_ Last \_\_\_\_\_  
 Address \_\_\_\_\_  
 Street \_\_\_\_\_  
 City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_  
 Phone \_\_\_\_\_  
 Area Code \_\_\_\_\_ Number \_\_\_\_\_  
 Date of Birth \_\_\_\_\_  
 Month \_\_\_\_\_ Day \_\_\_\_\_ Year \_\_\_\_\_

Part 2. Type of permit applied for (check one):

Class A (Commercial) \_\_\_\_\_  
 Class B (Volunteer) \_\_\_\_\_  
 Class C (Governmental Bodies Only) \_\_\_\_\_

Part 3. Work Area (Applicants for Class A and B Permits only)

A list of permittees is distributed to District Wildlife Biologists and Conservation Police Officers so that they can refer complainants to permittees who service that area. Please list (in order of preference) up to four counties that you service. This list will be used strictly for referrals; your activities are not restricted to this area.

County 1 \_\_\_\_\_  
 County 2 \_\_\_\_\_  
 County 3 \_\_\_\_\_  
 County 4 \_\_\_\_\_

I certify that all information provided on this application is true and correct, to the best of my knowledge.

Applicant's Signature \_\_\_\_\_

RETURN COMPLETED APPLICATIONS TO:

Illinois Department of Conservation  
 Division of Wildlife Resources  
 Lincoln Tower Plaza  
 524 South Second Street  
 Springfield, IL 62706

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

- 1) HEADING OF THE PART: The Taking of Wild Turkeys - Spring Season
- 2) CODE CITATION: 17 Ill. Adm. Code 710
- 3) SECTION NUMBERS:

710.10	Amendments
710.20	Amendments
710.30	Amendments
710.50	Amendments
710.60	Amendments
- 4) STATUTORY AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.20 and 2.9 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.3, 1.4, 1.20 and 2.9).
- 5) A COMPLETE DESCRIPTION OF THE SUBJECTS AND ISSUES INVOLVED:  
These amendments will update season dates for the 1991 season, change county permit quotas and open two new counties to hunting.
- 6) WILL THIS PROPOSED RULE REPLACE AN EMERGENCY RULE CURRENTLY IN EFFECT? No
- 7) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No
- 8) DOES THIS PROPOSED RULE CONTAIN INCORPORATIONS BY REFERENCE?  
No
- 9) ARE THERE ANY OTHER PROPOSED AMENDMENTS PENDING ON THIS PART?  
No
- 10) STATEMENT OF STATEWIDE POLICY OBJECTIVES: This rule has no impact on local governments.
- 11) TIME, PLACE AND MANNER IN WHICH INTERESTED PERSONS MAY COMMENT ON THIS PROPOSED RULEMAKING: Comments on the proposed rule may be submitted in writing for a period of 30 days following publication of this notice to:  
  

Jack Price  
Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787
- 12) INITIAL REGULATORY FLEXIBILITY ANALYSIS: This rule has no impact on small businesses or municipalities.

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

THE FULL TEXT OF THE PROPOSED AMENDMENTS BEGINS ON THE NEXT PAGE.

NOTICE OF PROPOSED AMENDMENTS

COUNTIES NUMBER OF PERMITS PER SEASON

Adams	200300
Alexander	170
Brown	175
Calhoun	150
Carroll	±50200
Cass	5075
Clay	50
Effingham	5075
Fayette	150
Fulton	120
Gallatin-Hardin	250260
Greene	120
Hancock	140
Henderson	6080
Jackson	310
Jersey	±90200
Jo Daviess	350400
Johnson	75
Macoupin	90
Marion	±0100
Marshall-Putnam	60
McDonough	80
Monroe	±10150
Ogle	50
Pike	±00350
Pope	420
Randolph	±25150
Saline	80
Schuyler	275300
Union	330
Washington	60
Williamson	85

(Source: Amended at 14 Ill. Reg. effective

Section 710.20 Turkey Permit Requirements

a) To take, or attempt to take, a wild turkey, Illinois residents must first obtain a "Wild Turkey Hunting Permit" from the Department of Conservation for a fee of \$15.00. Non-resident turkey hunters shall be charged the same fee for wild turkey hunting permits as that charged residents of Illinois by the state

NOTICE OF PROPOSED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF CONSERVATION  
SUBCHAPTER b: FISH AND WILDLIFE

PART 710

THE TAKING OF WILD TURKEYS - SPRING SEASON

Section	710.10
Hunting Seasons and Permit Quotas	710.20
Turkey Permit Requirements	710.30
Turkey Hunting Regulations	710.40
Other Regulations (Repealed)	710.50
Regulations at Various Department Owned or Managed Sites	710.60
Releasing or Stocking of Turkeys	710.60

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.20, and 2.9 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.3, 1.4, 1.20, and 2.9), and Sections 2.10 and 2.11 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 2.10 and 2.11).

SOURCE: Adopted at 4 Ill. Reg. 15, p. 153, effective April 1, 1980; codified at 5 Ill. Reg. 10643; amended at 6 Ill. Reg. 3852, effective March 31, 1982; amended at 7 Ill. Reg. 4208, effective March 25, 1983; amended at 8 Ill. Reg. 5663, effective April 16, 1984; amended at 9 Ill. Reg. 6200, effective April 24, 1985; amended at 10 Ill. Reg. 6848, effective April 4, 1986; amended at 11 Ill. Reg. 2267, effective January 20, 1987; amended at 12 Ill. Reg. 5342, effective March 8, 1988; amended at 13 Ill. Reg. 5090, effective April 4, 1989; amended at 14 Ill. Reg. 663, effective January 2, 1990; amended at 14 Ill. Reg. effective

Section 710.10 Hunting Seasons and Permit Quotas

a) Season Dates:

- 1st Season: Monday, April 98 - Friday, April ±312, ±9901991.
- 2nd Season: Saturday, April ±413 - Friday, April ±019, ±9901991.
- 3rd Season: Saturday, April ±120 - Wednesday, May ±1, ±9901991.

b) Open Counties and Permit Quotas:



## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

in which the applicant resides, except that in no case shall the fee be less than \$30.00. If the state in which the applicant resides does not provide for turkey hunting by Illinois residents, then the fee shall be \$75.00. Non-residents are also required to obtain a Non-Resident Hunting License before hunting wild turkeys. Residents, except those exempted by Section 3.1 of the Wildlife Code (Ill. Rev. Stat. ~~1987~~1989, ch. 61, par. 3.1) are also required to obtain a hunting license before hunting wild turkey. Permits are issued for a specific county or area and are valid only in the county or area designated on the permit. Applications for wild turkey permits must be mailed to:

Department of Conservation - Turkey  
524 S. Second Street, Room 210  
P. O. Box 19446  
Springfield, Illinois 62794-9446

- b) Applicants must complete all portions of the permit application form. Incomplete applications will be rejected and fees returned. Each applicant must submit a personal check or money order for his/her individual application. Not more than 4 applications may be submitted for group hunters. Applicants submitting applications within three weeks of the season will not be guaranteed receipt of permit by start of season.
- c) Applications will be accepted January 2 through January ~~12~~11. Applications received in the permit office after close of business on January ~~12~~11, except for those postmarked before January ~~13~~12, will be returned and will not be included in the computerized drawing. All requests must be on an official application form. Permits are not transferable and refunds will not be granted. Permits will be allocated in a computerized drawing to be held in Springfield in which the first choice of seasons will be allocated before the second or third choices are considered.
- d) Permits not issued during the computerized drawing will be available in a random daily drawing beginning February 19. All hunters not receiving a permit in the computerized drawing may apply at this time for the available permits.

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- e) Any permits not issued as of the second Monday in March will also be available in a random daily drawing to those hunters who have previously received one permit.
- f) Landowners or tenants of 40 acres or more land and members of their immediate family may apply for one free turkey permit for their property only in counties open for turkey hunting. A tenant for the purpose of this Part is one who rents 40 acres or more land for commercial agricultural purposes under an agreement with a landowner. Commercial agriculture shall be defined as utilization of land for the raising of hay, grain crops or livestock for profit. All landowners or tenants that do not reside on the property must possess a valid hunting license.
- g) Landowners, or tenants are not required to participate in the public drawing for permits and are not counted toward the total number of permits issued for a particular county. Landowner/tenant permits are valid for the entire 24 days encompassed by the 3 seasons, but allow the taking of only one wild turkey.
- 1) The immediate family is limited to the spouse, children, and parents permanently residing on the same property as the landowner or tenant.
  - 2) Proof of ownership for all free landowner or tenant applications must be provided by one of the following methods:
    - A) Submittal of a copy of property deed;
    - B) Submittal of a copy of contract for deed;
    - C) Submittal of copy of most recent real estate tax statement upon which landowner's name appears; ~~(If name on tax statement is different from name of landowner, proof of purchase agreement must be submitted.)~~
    - D) Submittal of a copy of either an Agricultural Stabilization and Conservation Service Form 476 or

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# HISTORY

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## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

## Section 710.30 Turkey Hunting Regulations

## It is unlawful:

- a) to use live turkey decoys, recorded calls, dogs, or bait;
- b) to take any wild turkey except a gobbler (male), or a hen with a visible beard;
- c) to take, or attempt to take, more than two wild turkey during the spring season, one must have a valid permit for each turkey that is taken;
- d) to use any weapon except a shotgun or bow and arrow. #4 shot is the largest and #7 1/2 is the smallest size shot that may be legally used. Archers may use a long, recurved, or compound bow with a minimum pull of 40 pounds at some point within a 28-inch draw; a barbless broadhead hunting arrow is the only legal arrow. Any mechanical device capable of maintaining a drawn position or partially drawn position on a bow is illegal;
- e) to hunt except from 1/2 hour before sunrise to noon during each day of the season;
- f) for any person having taken the legal limit of wild turkey(s) to further participate with a weapon in any hunting party for the purpose of taking additional wild turkeys;
- g) for any person to hunt wild turkeys without having a signed Wild Turkey Hunting Permit in possession;
- h) to transport a wild turkey without first affixing the adhesive-backed turkey permit securely around the leg. Leg tag must be affixed to the turkey immediately upon taking possession. The wild turkey shall be taken whole (~~net~~ not field dressed) to the designated check station for the county in which it was killed, or the closest check station, by 2:00 P.M. the same day it was killed. It will be checked, tagged and recorded by the Department at the check station.
- i) For any person to shoot a wild turkey while it is in a tree before 7:00 a.m.

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- j) For any person to use a turkey call or to attempt to call a turkey while in the field from April 1 through the day before turkey season in counties open to turkey hunting.

(Source: Amended at 14 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 710.50 Regulations at Various Department Owned or Managed Sites

- a) Statewide regulations shall apply for the following sites:
  - Carlyle Lake Wildlife Management Area
  - LaRue Scatters
  - Mark Twain N.W.R., Gardner Division
  - Mississippi River Pool #18 (Henderson County)
  - Oakwood Bottoms
  - Panther Creek Conservation Area
  - Pike County Conservation Area
  - Rockhouse Creek (Monroe County)
  - Saline County Conservation Area
- b) Statewide regulations shall apply except that all hunters must check in and out and report turkeys harvested at the check station for the following sites:
  - Anderson Lake Conservation Area
  - Fort de Chartres - muzzleloading shotgun or archery only.
  - Giant City State Park - hunting allowed only in designated zones.
  - Kaskaskia River State Fish and Wildlife Area - south of Highway 154 only.

military style regimentation, physical training and labor, education, and counseling. The short-term program is offered to eligible offenders approved by the courts and accepted by the Department.

"Program" means the Impact Incarceration Program.

**Section 460.15 Responsibilities**

a) Unless otherwise specified, the Director or Chief Administrative Officer may delegate responsibilities stated in this Part to another person or persons or designate another person or persons to perform the duties specified.

b) No other individual may routinely perform duties whenever a Section in this Part specifically states the Director or Chief Administrative Officer shall personally perform the duties. However, the Director or Chief Administrative Officer may designate another person or persons to perform the duties during periods of his temporary absence or in an emergency.

**Section 460.20 Eligibility Criteria**

In order to be eligible to participate in the Impact Incarceration Program, the committed person shall:

a) Be not less than 17 years of age nor more than 29 years of age at the time of the sentencing order.

b) Never have served a sentence of imprisonment for a felony in an adult correctional facility.

c) Not have been convicted of a Class X felony, first or second degree murder, armed violence, aggravated kidnapping, criminal sexual assault, aggravated criminal sexual abuse or a subsequent conviction for criminal sexual abuse, forcible detention, or arson.

d) Be sentenced to a term of imprisonment of at least 1 year but not more than 5 years.

e) Be physically able to participate in strenuous physical activities or labor.

f) Not have any mental disorder or disability which would prevent participation in the program.

g) Consent in writing to participation in the program and to the terms and conditions thereof.

**TITLE 20: CORRECTIONS, CRIMINAL JUSTICE, AND LAW ENFORCEMENT  
CHAPTER I: DEPARTMENT OF CORRECTIONS  
SUBCHAPTER D: PROGRAMS AND SERVICES**

**PART 460**

**IMPACT INCARCERATION PROGRAM**

Section	460.10	Applicability
	460.12	Definitions
	460.15	Responsibilities
	460.20	Eligibility Criteria
	460.30	Screening and Placement
	460.40	Program Requirements
	460.50	Training and Disciplinary Procedures
	460.60	Program Terminations
	460.70	Program Review Hearings
	460.80	Successful Program Completion
	460.90	Grievances

**AUTHORITY:** Implementing and authorized by Sections 3-2-2 and 5-8-1.1 of the United Code of Corrections (Ill. Rev. Stat. 1989, ch. 38, pars. 1003-2-2 and 1005-8-1.1, as amended by P.A. 86-1182 and 86-1183, effective August 20, 1990).

**SOURCE:** Emergency rule adopted at 14 Ill. Reg. 17084, effective September 27, 1990, for a maximum of 150 days; adopted at Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**Section 460.10 Applicability**

This Part is applicable to persons committed to the Adult Division of the Department of Corrections who have been approved by the courts and accepted by the Department for placement in the Impact Incarceration Program.

**Section 460.12 Definitions**

"Chief Administrative Officer" means the highest ranking official of a correctional facility.

"Department" means the Department of Corrections.

"Director" means the Director of the Department of Corrections.

"Impact Incarceration Program" means a structured, specialized, voluntary program administered by the Department for youthful offenders which emphasizes self-control and self-esteem through

DEPARTMENT OF CORRECTIONS  
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- h) Be approved for placement in the program in the court's sentencing order.

**Section 460.30 Screening and Placement**

- a) Committed persons approved by the courts shall, subject to availability of space, be screened for placement in the program at a reception and classification center or unit in accordance with Part 503: Subpart A. In determining program approval of eligible committed persons, the Department may also consider, among other matters:
  - 1) The committed person's criminal history, including outstanding warrants or detainers.
  - 2) Whether the committed person has a history of escaping or absconding or attempting to escape or abscond.
  - 3) Whether the committed person's participation in the program would pose a risk to the safety and security of any person or the facility.
  - 4) The committed person's grade status.
  - 5) The committed person's disciplinary record and institutional adjustment.
  - 6) Availability of space in the program.
  - 7) Whether the committed person has any known enemies in the program.
- b) The committed person shall be evaluated by a physician and mental health professional to determine whether he is physically and mentally able to participate in the program.
- c) The committed person shall sign a consent to participate in the program and to adhere to the terms and conditions of the program.
- d) If the committed person's screening indicates the committed person is eligible for acceptance in the program, the committed person may be assigned to a correctional facility until such time as space is available in the program. In order to remain eligible for acceptance in the program, the committed person must, among other matters, maintain eligibility requirements and a positive disciplinary record and institutional adjustment while awaiting transfer to the program facility. Acceptance in the program shall not be deemed to occur until such time as the committed person is

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admitted to the impact incarceration program facility. The committed person may grieve a determination that he is no longer eligible for acceptance in the program in accordance with Section 460.90.

- e) Committed persons not accepted by the Department for placement in the program shall be assigned to a correctional facility to serve the sentence imposed by the sentencing court.
- f) The Department shall notify the sentencing court in writing of a committed person's acceptance in the Impact Incarceration Program.

**Section 460.40 Program Requirements**

- a) Committed persons participating in the program shall actively serve 120 days in the Impact Incarceration Program, not including time served in correctional facilities while awaiting transfer to the program. Days actively served means days in which the committed person was present at the impact incarceration program facility and participated in scheduled daily routines. Committed persons shall be excused from active service for up to three days due to writs, furloughs, or temporary transfer to another facility for medical treatment. Any other time which is not spent in active service shall not be credited towards completion requirements. Time required to be served in the program shall not be reduced by the accumulation of good time. The total time a committed person shall serve in the program may be extended in accordance with Section 460.70(h), but shall not exceed 180 active days.
- b) A committed person who has been removed from the program and later readmitted in accordance with Section 460.90 shall receive credit for previous days served in the program.
- c) Committed persons shall be required to participate in physical training and labor, military formation and drills, regimented activities, education, counseling, and other program activities required by the Department.
- d) Committed persons shall be provided with, have access to, and be required to adhere to all departmental rules and facility requirements of the program, including rules of behavior and conduct and grooming standards.
- e) Committed persons shall be provided with clothing, bedding, linens, writing materials, and initial supplies of personal hygiene items.

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or program requirements. The alternative training utilized shall be based, among other matters, upon:

1) The seriousness of the infraction;

2) Previous training alternatives used for the same infraction;

3) Previous training alternatives used for other infractions; and

4) The frequency in which training alternatives have been used.

c) Alternative training requirements shall include, but not be limited to:

1) Verbal counseling of the committed person;

2) Physical training as approved by the Chief Administrative Officer;

3) Restriction to room or bunk;

4) Extra duty or labor;

5) Assignment change;

6) Extra drill;

7) Additional educational, counseling, or other program activities;

8) Loss or restriction of privileges including, but not limited to, visits, telephone, television viewing, and canteen. However, legal and chaplaincy visits and access to legal materials shall not be limited or restricted as a training alternative.

d) Committed persons may be issued demerits which document infractions of rules or program requirements.

Section 460.60 Program Terminations

a) Committed persons may voluntarily terminate participation in the program. A notice of termination shall be signed by the committed person. Once the committed person has been voluntarily removed from the program, the committed person shall not be readmitted to the program for any reason.

b) Committed persons may be involuntarily terminated from the program by the Department for the following reasons:

DEPARTMENT OF CORRECTIONS

NOTICE OF PROPOSED RULES

f) Committed persons shall be afforded the rights and privileges set forth in Part 525 with the following exceptions:

1) Visits shall not be allowed during the first 60 days of the program and telephone calls shall not be allowed during the first 30 days of the program, except for visits from and telephone calls to attorneys and their paralegals and investigators, clergy, or in an emergency.

2) Packages and publications shall be prohibited and shall be returned to the sender at the sender's expense if the sender's identity can be determined. If, within five days of receipt, the sender's identity cannot be determined and the committed person does not designate another person to receive such materials at his expense, the materials shall be disposed of by the facility.

3) Permission to marry shall not normally be granted.

g) Committed persons shall be provided a standard credit amount for canteen trading each week. This amount shall not accumulate. Committed persons shall be required to trade for necessary personal hygiene items when initial State-issued items are depleted prior to obtaining other canteen items.

h) Receipt and deposit of funds shall be in accordance with Parts 205 and 525. However, committed persons shall be prohibited from expending trust fund monies, except as approved by the Chief Administrative Officer.

i) Except as provided in this Part or as otherwise determined by the Chief Administrative Officer, privileges, services, and other requirements set forth in departmental rules shall not apply to committed persons accepted in the Impact Incarceration Program.

Section 460.50 Training and Disciplinary Procedures

a) Committed persons shall be subject to disciplinary action for commission of infractions as set forth in Part 504: Subpart A. However, disciplinary procedures set forth in Part 504 shall not be applicable to persons committed to the program except in cases in which the Department seeks to revoke good time.

b) As an alternative to the disciplinary procedures set forth in Part 504, training alternatives as determined appropriate by the Chief Administrative Officer or demerits may be summarily imposed by the shift commander or designee for all other infractions of rules

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- 1) The committed person is found guilty of a major rule violation in accordance with Part 504: Subpart A.
  - 2) The committed person is determined not to meet the eligibility criteria or requirements for Department approval as outlined in Sections 460.20 and 460.30.
  - 3) Noncompliance with program requirements as documented by 12 or more demerits.
- c) Prior to involuntary termination from the program, the committed person shall be afforded a disciplinary hearing in accordance with Part 504: Subpart A or a Program Review Hearing in accordance with Section 460.70. Any recommendation to involuntarily terminate a committed person from the program shall be reviewed and approved by the Director.
  - d) The committed person may be transferred to another correctional facility prior to any hearing required by this Part or Part 504. In the event the committed person is found not to have committed the infraction or program termination is not deemed appropriate, the committed person shall be returned to the impact incarceration program facility.
  - e) Committed persons terminated from the program shall serve the sentence imposed by the sentencing court. The committed person shall receive credit for good time which has not been revoked for time served in the program.

**Section 460.70 Program Review Hearings**

- a) The Chief Administrative Officer shall appoint one or more hearing officers to conduct Program Review Hearings.
- b) A Program Review Hearing shall be conducted when the committed person has been referred for possible extension of time to be served in the program or involuntary termination from the program for reasons other than a major rule infraction as set forth in Section 460.60. Referrals may be made by administrative, program, or security staff and shall be subject to review by the shift commander to determine whether a hearing is warranted.
- c) The committed person shall receive written notice no less than 24 hours prior to the hearing. The committed person may waive the 24-hour advance notice. The waiver shall be in writing.
- d) The committed person shall have the opportunity to appear before and address the hearing officer who shall be appointed by the

## DEPARTMENT OF CORRECTIONS

## NOTICE OF PROPOSED RULES

Chief Administrative Officer. However, failure to appear before and address the hearing officer may be adversely construed against the committed person by the hearing officer.

- 1) The committed person may make any relevant statement or produce any relevant documents in his defense.
- 2) Prior to the hearing, the committed person may request that witnesses be interviewed. The request shall be in writing in the space provided on the hearing notice and shall include an explanation of what the witnesses would state. A means shall be provided for committed persons to submit witness request slips. If the committed person fails to make the request in a timely manner before the hearing, the hearing officer may disapprove witness requests or he may grant a continuance for good cause shown.
- 3) The committed person may, upon written request and for good cause shown, be granted additional time to prepare his defense.
- 4) The committed person shall not have the right to either retained or appointed counsel. The committed person may request the assistance of a staff member in the preparation of his defense if he is illiterate, does not speak English, or when other circumstances exist which preclude him from adequately preparing his defense.
- e) Any person who initiated the referral for a hearing, or who witnessed the incidents which form the basis for the referral, or who conducted a formal investigation into the allegations for program termination, or who is otherwise not impartial shall not serve as the hearing officer for the committed person's Program Review Hearing.
- f) The hearing officer may interview witnesses or review summaries of their testimony prior to or at the hearing and review any information relevant to the hearing.
  - 1) The committed person does not have the right to confront or cross-examine any witnesses but may submit questions for the witnesses to the hearing officer prior to the hearing.
  - 2) The hearing officer may exclude any witnesses requested by the committed person if their testimony would be, among other matters, irrelevant, cumulative, or would jeopardize the safety or disrupt the security of the facility or any person.

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finding that material is being deleted based on safety or security concerns.

- j) The Chief Administrative Officer shall review all Program Review Hearing dispositions. The Director shall review all Program Review Hearing dispositions which recommend that the committed person be terminated from the program.
- 1) The Director or Chief Administrative Officer may take the following actions:
  - A) Confirm the disposition in whole or in part.
  - B) Order additional or new proceedings.
  - C) Suspend or overturn the disposition.
  - D) Approve other actions in accordance with Section 460.50.
- 2) The Director or Chief Administrative Officer shall not increase, but may reduce, the dispositions imposed.

- k) The committed person shall be provided with a copy of the written summary which includes the action approved by the Chief Administrative Officer and a copy shall be placed in his master record file.
- 1) The committed person shall be informed of the opportunity to appeal any adverse decision through the grievance procedure outlined in Part 460.90.

Section 460.80 Successful Program Completion

- a) A committed person shall be deemed to have successfully completed the program upon completion of 120 active days of participation in the program and any extended time required to be served in the program as provided in this Part.
- b) Upon successful completion of the program, the committed person shall serve a term of mandatory supervised release.
- c) The Department shall certify in writing the committed person's successful completion of the program to the sentencing court.

Section 460.90 Grievances

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If any witness is excluded, a written reason shall be provided.

- g) The hearing officer may continue the hearing when additional information is needed, for further investigation, or for good cause shown by the committed person.
- h) The hearing officer shall take one of the following actions, based upon the relevant information admitted:
  - 1) Find that the committed person's actions do not warrant termination from the program or any other action. In that case, the hearing officer shall order that the program review hearing be dismissed and the notice be expunged from the committed person's master record file. A copy shall be maintained in an expungement file.
  - 2) Find that further investigation or information is necessary to determine if the committed person's actions warrant termination from the program.
  - 3) Find that further observation of the committed person's performance in the program is needed and continue the hearing.
  - 4) Find that the committed person's actions do not warrant program termination, but recommend one or more of the following actions:
    - A) Training alternatives in accordance with Section 460.50.
    - B) Increased time in the program, not to exceed a total of 180 days of active service in the program.
    - C) Programming changes.
  - 5) Find that the committed person's actions warrant program termination and recommend that he be terminated from the program.
- i) A record, signed by the hearing officer, which contains a summary of oral and written statements and other information presented, the reasons for the decision, and the action recommended shall be submitted to the Chief Administrative Officer for review and approval. If the safety and security of the facility or any person may be jeopardized by certain references in the written record, they may be deleted but the fact that omissions have been made shall be noted on the summary, along with a



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- a) Grievances shall be processed in accordance with Part 504: Subpart F with the following exceptions:
  - 1) The Grievance Officer shall submit a recommendation to the Chief Administrative Officer within 5 working days of receipt of the grievance, whenever possible.
  - 2) The Chief Administrative Officer shall advise the committed person in writing of the decision within 5 working days after receiving the Grievance Officer's report, whenever possible.
  - 3) The committed person may appeal the facility's decision in writing to the Director within 10 working days of receipt of the written decision.
  - 4) The Director shall determine whether the grievance requires a hearing before the Administrative Review Board.
    - A) If it is determined that the grievance is without merit or can be resolved without a hearing, the committed person shall be advised of the disposition, in writing, within 10 working days of receipt of the grievance, whenever possible.
    - B) If an Administrative Review Board hearing is required, the Board shall submit a written report of the findings and recommendations to the Director within 15 working days of receipt of the grievance, whenever possible.
    - C) The Director shall review the findings and recommendations of the Administrative Review Board and make a final written determination within 10 working days of receipt of the Board's report, whenever possible.
- b) A committed person may file a written grievance requesting to be admitted or readmitted to the Impact Incarceration Program whenever the factors which made him ineligible for the program have been resolved.
- c) Committed persons shall not be permitted to file grievances in regard to voluntary terminations from the program.

ILLINOIS INDUSTRIAL COMMISSION  
NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: ARBITRATION
- 2) Code Citation: 50 Ill. Adm. Code 7030
- 3) Section Number: Proposed Action:

7030.20	Amendment
7030.80	Amendment
- 4) Statutory Authority: Implemented by Section 19 and authorized by Section 16 of the Workers' Compensation Act (Ill. Rev. Stat. 1989, ch. 48, pars. 138.19 and 138.16) and the Workers' Occupational Diseases Act (Ill. Rev. Stat. 1989, ch. 48, pars. 172.54 and 172.51).
- 5) A complete description of the subjects and issues involved:

Certain pre-arbitration and arbitration procedures implemented by the Industrial Commission were invalidated by the Illinois Appellate Court in Berrios v. Ray J. Rybacki, et al, 190 Ill. App. 3d 388 (1989) for the reason that the Industrial Commission failed to promulgate the procedures in accordance with the Administrative Procedure Act. On remand from the Appellate Court, the Circuit Court of Cook County ordered the Commission to consider amendments to its pre-arbitration and arbitration procedures in accordance with the Administrative Procedure Act (87 CH 11027). The Commission has considered these procedures and proposes amendments to Part 7030 as described below.

Section 7030.20 sets forth procedures for setting a case for trial. It is proposed that requests for trial be made at the monthly status call with 15 days notice of the request to be given to opposing counsel. On each trial day between 8:45 a.m. and 9:15 a.m., the Arbitrator shall establish the order in which cases shall proceed. All Request for hearing forms must be completed, signed and submitted to the Arbitrator by 9:30 a.m. Any party who requests a trial date must be prepared to proceed to trial. All cases, except those which are heard under Section 19b-1 of the Act, must be concluded within 3 months of the first hearing date or the Arbitrator will close proofs and render a decision. All Section 19b-1 hearings must be concluded during the Arbitrator's next hearing cycle.

Section 7030.20 further provides that any party requesting a trial date must appear at the status call on the date set forth in the motion. The request may be withdrawn by serving notice of the withdrawal on all other parties and the Arbitrator at least 7 days prior to the monthly status call date. Failure of to appear at the monthly status call to obtain a date certain for trial where no notice of withdrawal has been sent, may upon oral motion of opposing counsel at the status call, result in the case being continued for 6 months instead of 3 months.

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## ILLINOIS INDUSTRIAL COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

TITLE 50: INSURANCE  
CHAPTER II: INDUSTRIAL COMMISSIONPART 7030  
ARBITRATION

Section	
7030.10	Arbitration Assignments
7030.20	Setting a Case for Trial
7030.30	Disqualification of Commissioners and Arbitrators
7030.40	Request for Hearing
7030.50	Subpoena Practice
7030.60	Depositions
7030.70	Rules of Evidence
7030.80	<u>Briefs</u> , Arbitrators' Decisions
7030.90	Opening and/or Closing Statements
7030.100	Voluntary Arbitration under Section 19(p) of the Workers' Compensation Act and Section 19(m) of the Workers' Occupational Diseases Act

AUTHORITY: Implementing Section 19 and authorized by Section 16 of the Workers' Compensation Act (Ill. Rev. Stat. 1989, ch. 48, pars. 138.19 and 138.16) and the Workers' Occupational Diseases Act (Ill. Rev. Stat. 1989, ch. 48, pars. 172.54 and 172.51)

SOURCE: Filed and effective March 1, 1977; amended at 4 Ill. Reg. 26, p. 159, effective July 1, 1980; emergency rule at 5 Ill. Reg. 8547, effective August 3, 1981 for a maximum of 150 days; amended at 6 Ill. Reg. 3570, effective March 22, 1982; emergency rule at 6 Ill. Reg. 5820, effective May 1, 1982 for a maximum of 150 days; amended at 6 Ill. Reg. 8040, effective July 7, 1982; amended at 6 Ill. Reg. 11909, effective September 20, 1982; codified at 7 Ill. Reg. 2514; amended at 9 Ill. Reg. 19722, effective December 6, 1985; emergency rule at 14 Ill. Reg. 4913, effective March 9, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 13141, effective August 1, 1990; amended at \_\_\_ Ill. Reg. \_\_\_\_; effective \_\_\_\_\_.)

## Section 7030.20 Setting a Case for Trial

- a) A request for a date certain for trial may be made at the monthly status call on which the case appears. A request for a trial date in a case which does not appear on the monthly status call may only be made in accordance with Section 7020.60(b)(2)(B).
- b)a) If the parties by agreement request a trial date, the Arbitrator will hold a pretrial conference and, at the conclusion of said conference, if the matter is not resolved, the Arbitrator will assign a specific date and time for trial. A pre-trial

## ILLINOIS INDUSTRIAL COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

conference may be held by the Arbitrator.

c)b) If there is no agreement:

1) ~~The Petitioner~~ Any party may file a motion requesting a date certain for trial. The motion ~~should~~ must be accompanied by a form provided by the Industrial Commission called a Request for Hearing, which sets forth the ~~Petitioner's~~ moving party's claims on each issue.

2) A) A Respondent may file a motion requesting a date certain for trial if Respondent claims that:

Ai) Respondent has not received in the prior 6 months any bills or other evidence that Petitioner is under medical care or undergoing physical or vocational rehabilitation related to the alleged accidental injuries, and

Bii) Respondent has evidence establishing that Petitioner has not been entitled for the prior 6 months to temporary total disability benefits as a result of the alleged accidental injuries, and such benefits have not been paid for that period.

B) 3) The motions for ~~trial~~ trial dates shall be filed and heard pursuant to Section 7020.70 and Section 7020.60. If the Arbitrator determines that proper and timely fifteen (15) days notice was given of the motion for trial date to the Arbitrator and the opposing party, opposing party was provided with a completed Request for Hearing, said case appears on the monthly status call on the date the motion is heard, or if the case is not on the status call, the Arbitrator has determined that the case falls within the exceptions in Section 7020.60(b)(2)(B), and that the matter should proceed to trial, the Arbitrator shall set the matter for trial on a date 15 days or more after the opposing party has received a completed Request for Hearing form, or a completed Petition for Immediate Hearing, or sooner by agreement of the parties and the Arbitrator certain. If ~~the lawyer for any party (or the party himself if unrepresented)~~ fails without good cause to appear, the Arbitrator will hear the motion for trial date ex parte, and if the Arbitrator determines the matter is ready for trial, will set a trial date convenient to the Arbitrator and the party that appeared, ~~but in no event less than 15 days from receipt by the opposing party of the Request for Hearing form setting forth the~~

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party submit a brief within 14 days. The brief must set forth all issues in dispute and the party's position on each issue. The brief must be served on the Arbitrator and all other parties and contain proof of service.

b) After the closing of proofs the Arbitrator will issue a written decision which shall include:

- 1) a) the Commission number of the case, the names of the parties, and the name of the county in which the case was heard;
- 2) b) the issues agreed to and in dispute as stipulated to by parties;
- 3) c) the Arbitrator's findings of fact and conclusions of law separately stated, upon each contested issue;
- 4) d) applicable orders resulting from the findings of fact and conclusions of law;
- 5) e) a statement of the requirements for filing a decision pursuant to 50 Ill. Administrative Code 7040.10(a) and (b).
- 6) f) where applicable, a statement of the rate of interest due under Section 19(n) of The Workers' Compensation Act, (Ill. Rev. Stat. 1989, ch. 48, par. 138.19(n)).

(SOURCE: Amended at — Ill. Reg. —, effective —.)

moving party's claims. The party that appeared shall notify the lawyer for the opposing party (or the opposing party if unrepresented) of the hearing trial date. The case will proceed to trial on a the trial day set, and a decision rendered on the merits, based on the evidence presented by the party or parties who appear. Failure of both parties to appear on the trial day set without good cause will result in dismissal of the claim. Failure of the petitioner to appear without good cause on the trial day may result in dismissal of the claim if Respondent appears and is prepared to proceed to trial. Failure of the Respondent to appear may result in an ex parte hearing as to the merits of the cause.

d) On each trial day between 8:45 a.m. and 9:15 a.m. the Arbitrator shall establish the order in which cases shall proceed that day. Request for Hearing forms must be completed, signed and submitted to the Arbitrator by 9:30 a.m. If a case does not proceed to trial on the day set due to the volume of cases set by the Arbitrator, the parties may obtain a preference order on the trial date to be presented at the next monthly status call on which the case appears in accordance with Section 7020.60(b)(2)(C).

e) Any party who requests a date certain for trial must be prepared to proceed to trial. All cases, except those which are heard under Section 19(b-1) of the Act, must be concluded within 3 months of the first hearing date or the Arbitrator will close proofs and render a decision. All hearings under Section 19(b-1) of the Act must be concluded during the Arbitrator's next hearing cycle.

f) Any party requesting a date certain for trial must appear at the monthly status call on the date set forth in the motion. A party may withdraw the request by serving notice of the withdrawal on all other parties and the Arbitrator at least 7 days prior to the monthly status call date. Failure to proceed at the monthly status call to obtain a date certain for trial where no notice of withdrawal has been sent may, upon oral motion of opposing party at the status call, result in the case being continued for 6 months.

(SOURCE: Amended at — Ill. Reg. —, effective —.)

Section 7030.80 Briefs, Arbitrators' Decisions

a) At the close of proofs, the Arbitrator may require that each

ILLINOIS INDUSTRIAL COMMISSION

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## ILLINOIS INDUSTRIAL COMMISSION

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- 1) Heading of the Part: PRE-ARBITRATION
- 2) Code Citation: 50 Ill. Adm. Code 7020
- 3) Section Number:

<u>Section Number:</u>	<u>Proposed Action:</u>
7020.10	Amendment
7020.20	Amendment
7020.30	Amendment
7020.40	Amendment
7020.50	Amendment
7020.60	Amendment
7020.70	Amendment
- 4) Statutory Authority: Implementing and authorized by Section 16 of the Workers' Compensation Act (Ill. Rev. Stat. 1989, ch. 48, pars. 138.16).
- 5) A complete description of the subjects and issues involved:

Certain pre-arbitration and arbitration procedures implemented by the Industrial Commission were invalidated by the Illinois Appellate Court in Berrios v. Ray J. Rybacki, et al, 190 Ill. App. 3d 388 (1989), for the reason that the Commission failed to promulgate the procedures in accordance with the Administrative Procedure Act. On remand from the Appellate Court, the Circuit Court of Cook County ordered the Commission to consider amendments to its pre-arbitration and arbitration procedures in accordance with the Administrative Procedure Act (87 CH 11027). The Commission has considered these procedures and proposes amendments to Part 7020 as described below.

In Section 7020.10 various technical changes are made. Subsection (c) is added and provides that all documents presented for filing Monday through Friday, except legal holidays, during the hours of 8:30 a.m. and 5:00 p.m. shall be filed and time-stamped by the Commission. If the document fails to comply with the Workers' Compensation Act, Workers' Occupational Diseases Act or the Rules Governing Practice Before the Industrial Commission, a party to the proceeding may move to strike the document.

Section 7020.20 includes technical changes and provides that the Application for Adjustment of Claim be served on the Respondent or "its designated agent."

Section 7020.30 includes technical changes and deletes the requirement that an Affidavit denying solicitation of employment be filed by any attorney representing a party.

## ILLINOIS INDUSTRIAL COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

Section 7020.40 provides that persons other than licensed attorneys shall be allowed to appear on routine matters. The language "within the discretion of the hearing officer" has been deleted.

Section 7020.50 includes technical changes and provides that designation of a hearing site may be had only upon showing to the Commission of hardship or by agreement of the parties. The words "not" and "except" have been deleted.

Section 7020.60(b) provides that each Arbitrator, subject to his or her availability, shall hold a monthly status call of cases on the docket that month and sets forth procedures regarding how the monthly status call is to be conducted. It is proposed that cases be continued for 3 month intervals, or at other intervals upon notice by the Commission, until they have been on file for 2 years at which time the parties must be present at the status call. Any request for a continuance in cases 2 years or older or any objections thereto must be made in writing to the Arbitrator prior to the status call. The Arbitrator will rule on such requests for continuances or objections at the status call. Failure of the Petitioner or his attorney to request a continuance and to appear at the status call will result in the case being dismissed for want of prosecution. Failure of the Petitioner to appear on the trial date without good cause shall result in dismissal of the case for want of prosecution. Failure of the Respondent to appear on the trial date without good cause shall result in an ex parte hearing on the merits of the claim.

Requests for a trial date may be made only when the case appears on the monthly call unless a Petition under Section 19(b) has been filed, death benefits are claimed or the case involves special circumstances which the Arbitrator decides warrants advancing the case for trial. If a case is set for trial and does not proceed because of the volume of cases set that day by the Arbitrator, the case may be given preference at the next status call on which the case appears.

Section 7020.70 sets forth the motion practice and provides that all motions must be served on the Arbitrator or Commissioner as well as all other parties and must include the type of motion and nature of the relief sought. The procedure regarding motion call books has been deleted. It is further proposed that the provision relating to Commissioners motion call books in Cook County be deleted and motions throughout the State be heard at the hearing location on the days designated by the Commission.

In Section 7020.70(b) the time required for personal service of notice of motion is changed from 48 hours to 3 days preceding the status call date. The time required for service of notice of motion by mail is changed by mail from 3 days to 5 days preceding the status call date. These time periods are exclusive of any intervening Saturday, Sunday or

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF PROPOSED AMENDMENTS

December 3, 1990

DATE:

10:00 a.m.

TIME:

Illinois Industrial Commission

PLACE:

100 W. Randolph Street

Suite 8-243

Chicago, Illinois 60601

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: October 31, 1990

B) Types of small businesses affected: None

C) Reporting, bookkeeping or other procedures required for compliance: None

D) Types of professional skills necessary for compliance: None

The full text of the Proposed Amendments begins on the next page:

legal holiday. Service regarding a motion for immediate hearing under Section 19(b) or a motion requesting a trial date must be served 15 days preceding the status call day set forth in the notice.

Section 7020.70(c) provides that when a cause is pending on review, but not yet assigned to a specific Commissioner, motions shall be assigned to a sitting Commissioner. The provision providing that such motions shall be "heard by the Chairman or other Commissioner sitting in his stead" has been deleted.

6) Will this proposed rule replace an emergency rule currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this proposed amendment contain incorporation by reference? No

9) Are there any proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objectives? N/A

11) Time, place and manner in which interested persons may comment on proposed rulemaking:

Interested persons may present their comments concerning this proposed rulemaking in writing within 30 days after publication of this Notice to:

Kathryn A. Kelley

Counsel

Illinois Industrial Commission

100 W. Randolph Street

Suite 8-272

Chicago, Illinois 60601

(312) 814-6559

or at public hearings to be held as follows:

DATE:

November 26, 1990

TIME:

3:30 p.m.

PLACE:

Illinois Industrial Commission

701 Second Street

Springfield, Illinois 62704

ILLINOIS INDUSTRIAL COMMISSION

NOTICE OF PROPOSED AMENDMENTS

## ILLINOIS INDUSTRIAL COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

TITLE 50: INSURANCE  
CHAPTER II: INDUSTRIAL COMMISSIONPART 7020  
PRE-ARBITRATION

Section	
7020.10	Docketing and Numbering of Cases
7020.20	Application for Adjustment of Claim
7020.30	Memorandum of Names and Addresses for Service of Notice and Attorneys' Appearance and Affidavit
7020.40	Who may Appear-Unauthorized Practice
7020.50	Hearing: Place; Notice: Change of Venue
7020.60	Continuances on Arbitration, Notices, <del>Dismissal for Want of Prosecution</del> <u>Monthly Status Call, Voluntary Dismissal</u>
7020.70	Motion Practice, General
7020.80	Petitions for Immediate Hearing
7020.90	Petitions to Reinstate
7020.100	Medical Examinations

AUTHORITY: Implementing and authorized by Section 16 of the Workers' Compensation Act (Ill. Rev. Stat. 1989, ch. 48, par. 138.16).

SOURCE: Filed and effective March 1, 1977; amended at 2 Ill. Reg. 49, p. 244, effective December 7, 1978; amended at 3 Ill. Reg. 4, p. 13, effective January 21, 1979; amended at 4 Ill. Reg. 26, p. 59, effective July 1, 1980; emergency amendment at 4 Ill. Reg. 41, effective September 25, 1980 for a maximum of 150 days; amended at 5 Ill. Reg. 5530, effective May 12, 1981; emergency rule at 6 Ill. Reg. 5820, effective May 1, 1982 for a maximum of 150 days; amended at 6 Ill. Reg. 8040, effective July 1, 1982; amended at 6 Ill. Reg. 11909, effective September 20, 1982; codified at 7 Ill. Reg. 2345; emergency amendment at 8 Ill. Reg. 5986, effective August 16, 1984 for a maximum of 150 days; amended at 9 Ill. Reg. 16238, effective October 15, 1985; emergency amendment at 9 Ill. Reg. 19129, effective November 20, 1985; for a maximum of 150 days; amended at 10 Ill. Reg. 8096, effective May 5, 1986; amended at \_\_\_ Ill. Reg. \_\_\_\_, effective \_\_\_\_\_.

## Section 7020.10 Docketing and Numbering of Cases

- a) All cases brought before the Illinois Industrial Commission shall be docketed, time-stamped and given a letter and number corresponding to either the Workers' Compensation Act (Ill. Rev. Stat. ~~1983~~ 1989, ch. 48, pars. 138.1 et seq.) or Occupational Diseases Act (Ill. Rev. Stat. ~~1983~~ 1989, ch. 48, pars. 172.36 et seq.) under which benefits are claimed and the year of filing. All subsequent pleadings or correspondence must should refer to letter and number.

## ILLINOIS INDUSTRIAL COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

- b) All documents filed with the Industrial Commission including, but not limited to, Applications for Adjustment of Claim, Attorneys' Appearances, Motions and Petitions for Review, shall be served on all parties and shall have a certificate of service setting forth the time and manner of such service. A copy of all correspondence addressed to the Commission with respect to a pending matter shall be sent to all parties at the time it is sent to the Commission; all such correspondence shall list the parties to whom copies have been sent.
- c) The Industrial Commission shall file and time stamp all documents presented for filing Monday through Friday 8:30 a.m. to 5:00 p.m., except legal holidays. Any party to a proceeding may subsequently move to strike any document for failure to comply with the provisions of the Workers' Compensation Act, Workers' Occupational Diseases Act or the Rules Governing Practice Before the Industrial Commission (50 Ill. Adm. Code: Chapter II).

(SOURCE: Amended at \_\_\_ Ill. Reg. \_\_\_\_, effective \_\_\_\_\_.)

## Section 7020.20 Application for Adjustment of Claim

- a) Applications for Adjustment of Claim with a certificate setting forth the date of service shall be filed in triplicate on an appropriate form provided by the Commission. Petitioner shall ~~deliver~~ serve one copy of the Application which has been filed ~~to~~ on the Respondent or its designated agent.
- b) An application for Adjustment of Claim must be limited to one accident or claim. After an Application has been filed with the Commission, any other Applications for Adjustment of Claim covering that accident, but naming a different employer, shall be assigned the same docket number as the original Application. Nothing herein shall bar the filing of an Amended Application for Adjustment of Claim.
- c) Applications for Adjustment of Claim should be completed in full and must provide a description of how the accident occurred, the part of the body injured, the geographical location of the accident for purposes of establishing venue, and a description of how notice of the accident was given or acquired by the Respondent.

d) Once an Application for Adjustment of Claim is filed, the Illinois Industrial Commission shall send the information on the Application on a Notice of Hearing to the Respondent at the address supplied by the Petitioner. If the Notice is returned to the Industrial Commission because the Petitioner has supplied the wrong address for the Respondent, the Industrial Commission will shall so inform the Petitioner. The Petitioner has the obligation of providing the Industrial Commission with the proper address so Notice can be sent to the Respondent.

e) Applications for Adjustment of Claim may be amended prior to a hearing on the merits by filing an Amended Application for Adjustment of Claim under the letter and number given the original Application for Adjustment of Claim. The Amended Application for Adjustment of Claim must be clearly labeled "Amended" and must have attached to it proof that Petitioner has served a copy of the Amended Application for Adjustment of Claim on the Respondent in the manner set forth in Section 7020.70.

(SOURCE: Amended at Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.)

Section 7020.30 Memorandum of Names and Addresses for Service of Notice and Attorneys' Appearance and Affidavit.

a) Each party, upon instituting or responding to any proceedings before the Commission, shall file with the Commission his address, or the names and addresses of any agent upon whom notices shall be served either personally or by regular mail, addressed to such party or agent at the last address so filed with the Commission.

b) An Appearance, on forms provided by the Commission, shall be filed by any attorney or law firm representing either any party in any proceedings before the Commission. Attorneys or law firms shall also file, on forms provided by the Commission, an Affidavit denying solicitation of employment. No party or insurance carrier may file an Appearance or Affidavit on behalf of an attorney or law firm. No attorney or law firm will be recognized in any case before the Commission unless he or they have duly entered their written Appearance and executed his or their Affidavit of non-solicitation. When an Appearance has been duly filed by a law firm, any attorney member of that firm may appear and be recognized by the Commission.

c) Appearances filed by petitioner's attorney shall be accompanied by an "Attorney Representation Agreement," on a form prescribed by the Commission, completely filled out and signed by Petitioner and attorney.

Once an Appearance has been filed, Leave to Withdraw can only be had upon written order of the Commission or a duly designated arbitrator thereof following appropriate notice to the client and the opposing side. Substitution of counsel may be had by filing with the Commission and serving on the opposing party a notification of the substitution, signed by the attorney of record, the substituted attorney and the client.

(SOURCE: Amended at Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.)

Section 7020.40 Who May Appear-Unauthorized Practice

a) Only attorneys licensed to practice in the State of Illinois may appear on behalf of parties to litigation before the Industrial Commission. This specifically includes presentation of Settlement Contracts and Lump Sum Petitions. Attorneys licensed to practice in states other than Illinois may appear with leave of the Commission.

b) For routine matters, such as agreed continuances or other ministerial acts, persons other than licensed attorneys will shall be permitted to appear on behalf of a party within the discretion of the hearing officer.

(SOURCE: Amended at Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.)

Section 7020.50 Hearing: Place; Notice; Change of Venue

a) Except to the extent modified by Section 7020.80 in reference to proceedings under Section 19(b-1) of the Workers' Compensation Act (Ill. Rev. Stat. 1963 1989, ch. 48, par. 138.19(b-1)), of the following provisions shall apply:

b) Upon receipt of an Application for Adjustment of Claim the Commission will shall fix a date and place for hearing and a date for initial status before an arbitrator of the Commission in accordance with the applicable Act. The place designated shall be a hearing site located in or nearest geographically to the vicinity in which the alleged accident or exposure occurred. Where the accident occurred outside of Illinois and the applicant



## ILLINOIS INDUSTRIAL COMMISSION

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resides in Illinois, the case shall be set at the hearing site geographically nearest to where the applicant resides. Where the accident occurs ~~out-of-state~~ outside of Illinois and the applicant resides ~~out-of-state~~ outside of Illinois then the case shall be set at the hearing site most convenient to the parties. Designation of a hearing site other than as provided above may ~~not~~ be had ~~except~~ upon showing to the Commission of extreme hardship worked upon a party or parties by the designated site, or by agreement of the parties.

(SOURCE: Amended at \_\_\_ Ill. Reg. \_\_\_, effective \_\_\_\_\_.)

Section 7020.60 Continuances on Arbitration, Notices, Dismissal ~~for Want of Prosecution~~ Monthly Status Calls, Voluntary Dismissal

a) Continuances on Arbitration; Notices

~~a) Each Arbitrator will hold a monthly call of cases assigned to that Arbitrator and which have been on file at the Illinois Industrial Commission for 3 years or more. Parties in such cases are expected to appear at all settings on arbitration either in person or through their lawyers. Failure of the Petitioner to appear shall result in the cause being dismissed for want of prosecution; failure of the Respondent to appear shall result in an ex parte hearing on the merits of the Petitioner's claim.~~

b) Written notices will be sent to the parties for the first status call setting on arbitration only. Thereafter, cases will be continued periodically for 3 month intervals, or at other intervals upon notice by the Commission, until the case has been on file at the Industrial Commission for 32 years (see Section 7020.60(a)), has been set for trial pursuant to Section 50-III-Adm. Code 7030.9020(a), Arbitration has been continued in accordance with Section 7030.20(f), or otherwise disposed of. The parties must obtain any continued hearing status call dates from the Industrial Commission records.

b) Monthly Status Calls

1) Each Arbitrator, subject to his or her availability, shall hold a monthly status call of cases which appear on the Arbitrator's docket that month.

A) In Cook County, each Arbitrator's monthly status call shall be held at 2:00 p.m. on a date and place designated by the Commission.

## ILLINOIS INDUSTRIAL COMMISSION

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B) In areas outside of Cook County, each Arbitrator's monthly status call shall be held at 9:00 a.m. on a date and place designated by the Commission.

2) The monthly status call shall be conducted by the Arbitrator as follows:

A) Cases shall be called in the order that they appear on the monthly status call.

B) Cases will be continued in accordance with subsection a) above unless a request for a trial date is made in accordance with Section 7030.20. A request for a trial date may be made in a case which does not appear on the monthly status call if:

i) a Petition under Section 19(b) of the Act has been filed in accordance with Section 7020.80(a);

ii) death benefits under Section 7 of the Act are claimed; or

iii) special circumstances exist which in the opinion of the Arbitrator would warrant advancing the case for trial. The moving party must set forth in his motion the basis of the claimed special circumstance.

Motions for trial dates under subsections i), ii) and iii) above shall be presented at the conclusion of the status call.

C) Cases which were set for trial during a previous setting and did not proceed solely because of the Arbitrator's volume of cases during that setting, shall be given preference at the monthly status call on which the case next appears. The party requesting a date for trial shall advise the Arbitrator of the preference status of the case and must present a preference order which was issued by the Arbitrator and signed by the parties on the previous trial date. The Arbitrator may limit the number of preference cases set per trial day and determine when they shall be set.

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# HISTORY

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ILLINOIS INDUSTRIAL COMMISSION  
NOTICE OF PROPOSED AMENDMENTS

- 1) ~~Arbitrators' Motion Calls~~ Motions on Arbitration
- A) ~~Motions requesting a trial date will be heard during the status call in accordance with Section 7020.60(b)(2). In Cook County cases the moving party must record his motion in the Arbitrator's Motion Call book at least 24 hours before the motion is set to be heard. The moving party must set forth~~
- (i) ~~the case number;~~
- (ii) ~~the name of the lawyer of the moving party or of the moving party if he is not represented by a lawyer;~~
- (iii) ~~the name of the opposing party's lawyer or of the opposing party if the opposing party is not represented by a lawyer or the lawyer is not known to the moving party; and~~
- (iv) ~~the type of motion.~~
- B) ~~All the Arbitrators' Motion Call books will be kept at the Industrial Commission in a central location, easily accessible. The Industrial Commission will limit the number of motions that may be set on any day before an Arbitrator in Cook County. A party may not set a motion on a day on which the Arbitrator's Motion Call is already filled. All other motions will be heard in accordance with Section 7020.60(b)(2)(E). Each arbitrator will hear all motions, other than motions requesting a date certain for trial, on any case assigned to the Arbitrator, even if it does not appear on the status call.~~
- E) ~~In cases arising outside of Cook County, each Arbitrator will hear motions at the hearing location on the days designated by the Arbitrator.~~
- 2) Commissioners' Review Calls
- A) ~~In Cook County cases the moving party must record his motion in the Commissioner's Motion Call book at least 24 hours before the motion is set to be heard. The moving party must set forth~~

ILLINOIS INDUSTRIAL COMMISSION  
NOTICE OF PROPOSED AMENDMENTS

- i) ~~the case number;~~
- ii) ~~the name of the lawyer of the moving party or of the opposing party if he is not represented by a lawyer;~~
- iii) ~~the name of the opposing party's lawyer or of the opposing party if the opposing party is not represented by a lawyer or the lawyer is not known to the moving party; and~~
- iv) ~~the type of motion.~~
- B) ~~All the Commissioners' Motion Call books will be kept at the Industrial Commission in a central location, easily accessible. The Industrial Commission will limit the number of motions that may be set on any day before the a Commissioner in Cook County. A party may not set a motion on a day on which the Commissioner's Motion Call is already filled.~~
- A) E) ~~In cases arising outside of Cook County, each Commissioner will hear motions at the hearing location on the days designated by the Commission.~~
- b) Notice; Service of Papers; Proof of Service; and Waiver of Notice.
- 1)
- A) For all motions except Petitions for Immediate Hearing and motions requesting a date for trial, notices of motion shall be in writing and shall be served upon the Arbitrator or Commissioner and the attorney of record of the opposite party all other parties or, where ~~the opposite~~ any other party is not represented by counsel, upon the party himself, by personal or office delivery or by mailing of a copy of the notice with copies of the supporting papers. Such service, if by personal or office delivery, shall be effected ~~48 hours~~ 3 days preceding the day of the hearing status call mentioned set forth in the notice, exclusive of any intervening Saturday, Sunday or legal holiday. If service is had by mail, then the envelope enclosing a copy of the notice and supporting papers shall be deposited in the post

office or post office box at least 72 hours 5 days before the motion is to be heard, exclusive of any intervening Saturday, Sunday or legal holiday.

B) Motions for an immediate hearing under Section 19(b) of the Act and motions requesting a date for trial shall be served on the Arbitrator and on the opposing party all other parties 15 days preceding the hearing status call day set forth in the notice.

C) Proof of service of notices or other papers shall be affixed:

- 1) In any case be written acceptance of service;
- ii) In case of service by delivery, by affidavit of the person delivering or leaving the papers, and,
- iii) In case of service by mail, by affidavit of the person depositing the papers in the mail, which affidavit shall state the time and place of mailing, the complete address which appeared on the envelope and the fact that proper postage was prepaid.

D) Where the opposite party has not appeared within time fixed by rule, or has appeared, but failed to designate a place for service, service may be directed to his last known business or residence address.

2) Parties may waive the requirements of notice, service and proof of service. Moreover, in the case of any motion, the hearing officer retains the power to enlarge or reduce the time of notice prescribed in paragraph (b)(1)(A) of this part.

c) Who Shall Hear Motions

1) When a cause is pending on the arbitration call, all motions and settlement contracts, except where expressly provided in the Rules of the Commission, shall be heard by the Arbitrator to whom the case has been assigned. If said Arbitrator is unavailable, the Commission may assign the motion or settlement contract to another Arbitrator for disposition.

2) When a cause is pending on the review call, but not yet assigned to a specific Commissioner, all motions shall be heard by the Chairman or other Commissioner sitting in his stead assigned to a sitting Commissioner. Once the cause has been assigned to a particular Commissioner for hearing, that Commissioner shall hear all motions relative to the case.

(SOURCE: Amended at Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.)

DEPARTMENT OF PUBLIC HEALTH  
NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part:

The Illinois Formulary for the Drug Product Selection Program

2) Code Citation: 77 Ill. Adm. Code 790

3) Section Numbers:

Proposed Action:

790.1127	Amendment
790.1131	Amendment
790.1390	New Section
790.1423	Amendment
790.1685	Amendment
790.1950	Amendment
790.1960	Amendment
790.2155	Amendment
790.2465	Amendment
790.2617	Amendment
790.2618	Amendment
790.2645	New Section
790.2655	New Section
790.2660	Repealer
790.2662	Amendment
790.3027	Amendment
790.3220	Amendment
790.3335	Amendment
790.3350	Amendment
790.3914	New Section
790.4384	Amendment
790.4720	Amendment
790.4725	Amendment
790.4728	Amendment
790.5030	New Section
790.5300	Amendment
790.5320	Amendment
790.6430	New Section
790.7160	Amendment
790.7280	Amendment
790.8015	Amendment
790.9048	Amendment

4) Statutory Authority:

Implementing and authorized by Section 3.14 of the Illinois Food, Drug and Cosmetic Act (Ill. Rev. Stat. 1989, ch. 56 1/2, par. 503.14) and Section 25 of the Pharmacy Practice Act (Ill. Rev. Stat. 1989, ch. 111, par. 4145).

DEPARTMENT OF PUBLIC HEALTH  
NOTICE OF PROPOSED AMENDMENTS

5) A Complete Description of the Subjects and Issues Involved:

Through this emergency rulemaking, the Illinois Department of Public Health amends various sections of the Illinois Formulary for the Drug Product Selection Program. Several new generic entities have also been concurrently included. These changes have been recommended by the Technical Advisory Council for the Drug Product Selection Program and have been published in the Eleventh Edition, Third Supplement of the Illinois Formulary.

This rulemaking will allow consumers and third party fiscal intermediaries (including the Department of Public Aid) to save money when purchasing or reimbursing prescription drug products. Drug purchases made by the Department of Corrections and the Department of Mental Health and Developmental Disabilities may also experience some savings. Pharmacies may have increased sales of generic drug products as approved in the Illinois Formulary.

6) Will this Rulemaking Replace an Emergency Rule Currently in Effect? Yes.

7) Does this Rulemaking Contain an Automatic Repeal Date? No.

8) Does this Rulemaking Contain Any Incorporations By Reference? No.

9) Are there any other Proposed Amendments Pending on this Part? Yes.

Section Numbers	Proposed Action	Ill. Reg. Citation
790.740	Amendment	14 Ill. Reg. 13133
790.910	Amendment	14 Ill. Reg. 13133
790.2465	Amendment	14 Ill. Reg. 13133
790.2617	Amendment	14 Ill. Reg. 13133
790.2662	Amendment	14 Ill. Reg. 13133
790.3315	Amendment	14 Ill. Reg. 13133
790.3904	New Section	14 Ill. Reg. 13133
790.3914	New Section	14 Ill. Reg. 13133
790.5320	Amendment	14 Ill. Reg. 13133
790.5792	Amendment	14 Ill. Reg. 13133
790.5940	Amendment	14 Ill. Reg. 13133
790.6610	Amendment	14 Ill. Reg. 13133
790.6670	Amendment	14 Ill. Reg. 13133
790.6875	Amendment	14 Ill. Reg. 13133
790.6895	Amendment	14 Ill. Reg. 13133
790.7130	Amendment	14 Ill. Reg. 13133
790.7229	Amendment	14 Ill. Reg. 13133

790.7400	Amendment	14 Ill. Reg. 13133
790.8180	Amendment	14 Ill. Reg. 13133
790.8940	Amendment	14 Ill. Reg. 13133
790.9084	Amendment	14 Ill. Reg. 13133
790.9500	Amendment	14 Ill. Reg. 13133

There is still an emergency in effect on Sections 790.2465, 790.2617, 790.2662, 790.3914 and 790.5320 which is not affected by this set of emergency amendments. The emergency amendments appear at 14 Ill. Reg. 13325, effective August 10, 1990, for a maximum of 150 days. The copies filed in the Administrative Code Unit reflect both emergency rules.

10) Statement of Statewide Policy Objectives:

This proposed rulemaking neither creates nor expands a State mandate.

11) Time, Place, and Manner in which Interested Persons May Comment on this Rulemaking:

Interested persons may present their comments concerning these rules by writing to Mr. Robert John Kane, Division of Governmental Affairs, Illinois Department of Public Health, 535 West Jefferson, Fifth Floor, Springfield, Illinois 62761 within 45 days after this issue of the Illinois Register.

These rules may have an impact on small businesses. In accordance with Sections 3.01 and 4.03 of the Illinois Administrative Procedure Act, any small business may present their comments in writing to Robert John Kane at the above address.

Any small business (as defined in Section 3.10 of the Illinois Administrative Procedure Act) commenting on these rules shall indicate their status as such, in writing, in their comments.

12) Initial Regulatory Flexibility Analysis:

A) Date Rulemaking was Submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:

November 9, 1990

B) Type of Small Businesses Affected:

Outpatient pharmacies

NOTICE OF PROPOSED AMENDMENTS

C) Reporting, Bookkeeping or Other Procedures Required for Compliance:

As has always been the case with any instance of drug product selection, these proposed amendments would require appropriate documentation of generically interchanged prescriptions on the pharmacy prescription record.

D) Types of Professional Skills Necessary for Compliance:

Participants in the Drug Product Selection Program would need professional skills such as:

- an understanding of Illinois drug statutes, including the Illinois Food, Drug and Cosmetic Act and the Pharmacy Practice Act, and;

- an in-depth understanding of the issues concerning the bioequivalency of drug products, and;

- a license to practice pharmacy in the State of Illinois.

The Proposed Amendments are identical to the text of the Emergency Amendments which appear on page 1859 of this issue of the Illinois Register.

## DEPARTMENT OF CORRECTIONS

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: RECORDS OF COMMITTED PERSONS
- 2) Code Citation: 20 Ill. Adm. Code 107
- 3) Section Numbers:                      Adopted Action:  
107.210                                      Amend
- 4) Statutory Authority: Implementing and authorized by Section 3-6-3 of the Unified Code of Corrections (Ill. Rev. Stat. 1989, ch. 38, par. 1003-6-3, as amended by P.A. 86-1090, effective July 13, 1990).
- 5) Effective Date of Amendment: November 1, 1990
- 6) Does this rulemaking contain an automatic repeal date?    Yes  
    X No
- 7) Does this amendment contain incorporations by reference? No.
- 8) Date Filed in Agency's Principal Office: October 31, 1990
- 9) Notice(s) of Proposal Published in Illinois Register:  
    July 27, 1990                      14 Ill. Reg. 12125  
    (issues date)
- 10) Has JCAR issued a Statement of Objections to this rule? No.
- 11) Difference between proposal and final version: The offense of kidnapping, which was inadvertently omitted from the proposed amendment, has been added to Section 107.210(e) immediately after "aggravated kidnapping." In addition, the main source note has been corrected at the request of the Joint Committee on Administrative Rules.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will this amendment replace an emergency amendment currently in effect? Yes.
- 14) Are there any amendments pending on this Part? No.
- 15) Summary and Purpose of Amendment: This amendment is necessary to update the rule in accordance with P.A. 86-1090, which allows committed persons to be awarded up to 180 days of meritorious good time, except persons who are incarcerated for offenses specified may be granted no more than 90 days of meritorious good time.

## DEPARTMENT OF CORRECTIONS

## NOTICE OF ADOPTED AMENDMENT

- 16) Information and questions regarding this adopted amendment shall be directed to:

Name: William H. Craine, Ph.D., Deputy Director  
Department of Corrections  
Address: 1301 Concordia Court  
P. O. Box 19277  
Springfield, Illinois 62794-9277  
Telephone: 217/522-2666

The full text of the Adopted Amendment begins on the next page:

Section	107.400
Applicability	107.410
Definition	107.420
Right to Access and Review	107.430
Requests for Access and Review	107.440
Challenge of Record	

**AUTHORITY:** Implementing Sections 3-2-2, 3-3-2, 3-5-1, 3-5-2, 3-6-3,

3-8-1, 3-10-1, 5-4-1, 5-8-6, and 5-8-7 of the Unified Code of Corrections

(Ill. Rev. Stat. 1989, ch. 38, pars. 1003-3-2, 1003-5-1, 1003-5-2,

1003-6-3, 1003-8-1, 1003-10-1, 1005-4-1, 1005-8-6 and 1005-8-7, as amended

by P.A. 86-1090, effective July 13, 1990), Sections 2-8, 5-10 and 5-12 of the

Juvenile Court Act (Ill. Rev. Stat. 1989, ch. 37, pars. 702-8, 705-10 and

705-12) and Section 2 of the County Jail Good Behavior Allowance Act (Ill.

Rev. Stat. 1989, ch. 75, par. 31) and authorized by Section 3-7-1 of the

Unified Code of Corrections (Ill. Rev. Stat. 1989, ch. 38, par. 1003-7-1).

Subpart D is also implementing two Consent Decrees (Beavers vs. Steloff, #75

C 317, N.D. Ill., 1977, and Lower vs. Franzen, #78 C 1870, N.D. Ill.,

1980).

**SOURCE:** Adopted at 8 Ill. Reg. 14572, effective August 1, 1984; amended

at 10 Ill. Reg. 20497, effective January 1, 1987; amended at 13 Ill. Reg.

6992, effective May 1, 1989; emergency amendment at 14 Ill. Reg. 12273,

effective July 17, 1990, for a maximum of 150 days; modified in response to

an objection of the Joint Committee on Administrative Rules at 14 Ill. Reg.

15600, not to exceed the 150 day time limit of the original rulemaking;

amended at 14 Ill. Reg. 18461, effective November 1, 1990.

**SUBPART C: MERITORIOUS GOOD TIME**

**Section 107.210 Awarding of Meritorious Good Time**

a) In determining whether or not to award good conduct credits for meritorious service, the Director may examine or consider, among other matters:

1) The complete master record file of the committed person.

2) Reports or recommendations made concerning the committed person.

3) The fact that the committed person has not violated any rule of the Department over a period of time.

4) The job performance of the committed person while in the custody of the Department.

**TITLE 20: CORRECTIONS, CRIMINAL JUSTICE, AND LAW ENFORCEMENT**

**CHAPTER I: DEPARTMENT OF CORRECTIONS**  
**SUBCHAPTER a: ADMINISTRATION AND RULES**

**PART 107**

**RECORDS OF COMMITTED PERSONS**

**SUBPART A: ADMISSION DOCUMENTS**

Section	107.10
Applicability	107.20

Required Admission Documents

**SUBPART B: DIMINUTION OF SENTENCE**

Section	107.100
Applicability	107.110
Diminution of Felony Sentences	107.120
Good Time Schedules Applicable to Felony Sentences	107.130
Consecutive Sentences	107.140
Concurrent Sentences	107.150
Revocation of Statutory Good Time and Good Conduct Credits	107.160
Restoration of Statutory Good Time and Good Conduct Credits	107.170
Institution Credits (Repealed)	107.180
Misdemeanant Good Time Allowance	

**SUBPART C: MERITORIOUS GOOD TIME**

Section	107.200
Applicability	107.210

Awarding of Meritorious Good Time

**SUBPART D: MAINTENANCE OF RECORDS**

Section	107.300
Applicability	107.310
Access to Records	107.320
Disclosure of Master Record File Material for Youth Committed to the Juvenile Division - Court Agreement	107.330
Release of Clinical Records to Committed Persons and Authorized Attorneys (Adult Division) - Court Agreement	107.340
Release of Clinical Records to Committed Persons and Authorized Attorneys (Community Services Division)	

**SUBPART E: ACCESS AND REVIEW OF CRIMINAL HISTORY RECORD INFORMATION**



## DEPARTMENT OF CORRECTIONS

## NOTICE OF ADOPTED AMENDMENT

- 5) The educational program or achievements of the committed person while in the custody of the Department.
- 6) The action of the committed person in:
  - A) Saving the life of an employee or other committed person;
  - B) Performing heroic service during a flood, tornado, or act of God;
  - C) Volunteering for an exceptionally hazardous or dangerous assignment; or
  - D) Assisting in maintaining control during a general disturbance.
- b) The decision to grant meritorious good time may be initiated unilaterally by the Director or his designee.
- c) In addition, petitions for granting meritorious good time may be submitted by any committed person or by any person or persons in the employ of the Department of Corrections on behalf of any committed person.
- d) No committed person shall be granted more than 90 180 days of meritorious good time during a term of incarceration.
- e) No persons who are committed for the following offenses shall be awarded more than 90 days of meritorious good time during a term of incarceration: first degree murder, reckless homicide while under the influence of alcohol or any other drug, aggravated kidnapping, kidnapping, aggravated criminal sexual assault, criminal sexual assault, deviate sexual assault, aggravated criminal sexual abuse, aggravated indecent liberties with a child, indecent liberties with a child, child pornography, heinous battery, aggravated battery of a spouse, aggravated battery of a spouse with a firearm, aggravated battery of a child, endangering the life or health of a child, cruelty to a child, or narcotic racketeering.

(Source: Amended at 14 Ill. Reg. 18461, effective November 1, 1990)

## DEPARTMENT OF EMPLOYMENT SECURITY

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Claimant's Availability For Work, Ability To Work And Active Search For Work
- 2) Code Citation: 56 Ill. Adm. Code 2865
- 3)
 

<u>Section Number:</u>	<u>Adopted Action:</u>
2865.1	New Section
2865.100	New Section
2865.105	New Section
2865.110	New Section
2865.115	New Section
2865.120	New Section
2865.125	New Section
2865.130	New Section
2865.135	New Section
2865.140	New Section
2865.205	New Section
2865.210	New Section
2865.215	New Section
- 4) Statutory Authority: Ill. Rev. Stat. 1989, ch. 48, pars. 409, 420, 610, and 611.
- 5) Effective Date of the Amendment: November 5, 1990.
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this Rule contain an incorporation by reference? No.
- 8) Date filed in Agency's Principal Office: October 29, 1990.
- 9) Notice of Proposal published in Illinois Register: June 29, 1990 at 14 Ill. Reg. 10215.
- 10) Has JCAR issued a Statement of Objection to these Rules? No.
- 11) Difference between proposal and final version: In Section 2865.100 (a)(1)(B), "a" is added between "to" and "temporary". In Section 2865.105, (b), the comma is changed to a semicolon; "not" is replaced by "the", "is not relevant" added after "him", and; in example 3, a comma is added between "that" and "renders"; in subsection (c), the last sentence, "will" is changed to "would"; in subsection (d), "with a disability" is added after "individual" and "despite a physical disability" is deleted. In Section 2865.110 (a),

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DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENTS

TITLE 56: LABOR AND EMPLOYMENT  
CHAPTER IV: DEPARTMENT OF EMPLOYMENT SECURITY  
SUBCHAPTER f: ELIGIBILITY FOR BENEFITS

PART 2865

CLAIMANT'S AVAILABILITY FOR WORK, ABILITY TO WORK  
AND ACTIVE SEARCH FOR WORK

SUBPART A: GENERAL PROVISIONS

- Section 2865.1 Definitions
- 2865.50 Union Registration In Satisfaction Of Active Search Provisions
- 2865.55 Requirements For Union Local Certification
- 2865.60 Procedures For Approval As A Certified Union

SUBPART B: REGULAR BENEFITS

- 2865.100 Work Search Requirements For Regular Unemployment Insurance Benefits
- 2865.105 Able To Work
- 2865.110 Available For Work
- 2865.115 Actively Seeking Work
- 2865.120 Suitability Of Work - Labor Standards
- 2865.125 Availability For Part Time Work Only
- 2865.130 Director's Approval Of Training
- 2865.135 Availability For Work And Active Search For Work: Attendance At Training Courses
- 2865.140 Regular Attendance In Approved Training

SUBPART C: EXTENDED BENEFITS

- 2865.205 Applicability Of Rules For Eligibility For Regular Benefits
- 2865.210 Systematic And Sustained Search For Work
- 2865.215 When An Individual's Prospects For Finding Work Shall Be Deemed To Be Good

AUTHORITY: Implementing and authorized by Sections 409, 500, 1700 and 1701 of the Unemployment Insurance Act (Ill. Rev. Stat. 1989, ch. 48, pars. 409, 420, 610, and 611).

SOURCE: Adopted at 10 Ill. Reg. 11887, effective July 1, 1986; amended at 14 Ill. Reg. 18466, effective November 5, 1990.

DEPARTMENT OF EMPLOYMENT SECURITY

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SUBPART A: GENERAL PROVISIONS

Section 2865.1 Definitions

All other terms used in this Part shall have the meaning set forth in definitions, Sections 200 through 247 of the Unemployment Insurance Act (Ill. Rev. Stat. 1989, ch. 48, pars. 310 through 372), unless the context requires otherwise. Throughout this Part, the use of terms imparting the masculine gender shall also apply to the feminine gender.

"Act" means the Unemployment Insurance Act, as amended (Ill. Rev. Stat. 1989, ch. 48, pars. 300 et seq.).

"Agency" means the Department of Employment Security.

"Claimant" means a person who applies for benefits under the Act.

"Customary occupation" means the work in which the individual was last engaged or the occupation for which he is best qualified by training, experience and education.

"Employing unit" shall have the same meaning as that set forth in Section 204 of the Act.

"Full-time work" is the number of hours a class of workers would customarily work if the employing unit had all of the work it could handle without working overtime. Except where the contrary is provided by a collective bargaining agreement or company policy, full time work is customarily 40 hours per week. For example, 37.5 hours per week is full time work for Illinois state employees because it is so provided by state personnel policy.

"Local office" means the office of the Agency servicing claimants who live in a specific geographical area.

"Regular employing unit" is either the employing unit for which an individual expects to continue working and to work full time if business warrants it, or any employing unit for which the individual worked full time for nine consecutive weeks during the preceding 52 weeks.

(Source: Added at 14 Ill. Reg. 18466, effective Nov 5, 1990)

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SUBPART B: REGULAR BENEFITS

Section 2865.100 Work Search Requirements For Regular Unemployment Insurance Benefits

a) Unless otherwise instructed, the claimant must establish that he is able to work, available for work and actively seeking work during each week for which he is claiming benefits.

1) The claimant must register in person at the Illinois Job Service Office unless otherwise instructed by the local office for one of the following reasons:

A) The claimant's unemployment is due to a labor dispute at his last employing unit even if the claimant is not involved in the dispute;

B) The claimant's unemployment is due to a temporary lay-off not exceeding four weeks in duration;

C) The claimant is a member of a labor union whose placement service has been certified by the Agency under this Part;

D) The claimant is still attached to a regular job but he is only partially employed due to a temporary reduction in his hours;

E) The Agency determines that, based on local labor market information, registration with the Illinois Job Service would not increase the likelihood of the claimant's return to work.

2) The claimant must show that he is conducting a thorough, active and reasonable search for appropriate work on his own by keeping records of what he is doing to find work, including:

a)

1)

B)

A)

B)

C)

D)

E)

2)

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A) The names and addresses of the employing units contacted and the names of the specific persons contacted, if possible;

B) The dates, methods and results of the contacts;

C) The types of work that the claimant has been seeking, including wages and hours requested or desired; and

D) Any other information regarding his work search efforts.

b) The claimant shall provide the written records required by this Section to the Agency whenever requested, pursuant to Section 2720.115, or in the event of a Claims Adjudicator's interview, an appeal or a hearing in which work search is an issue. Even if the claimant has been denied benefits, he must complete and file the Claim Certification (BIS-653) every two weeks and meet the eligibility requirements of the Act for each week for which he expects payment upon reversal of that denial.

(Source: Added at 14 Ill. Reg. 18466 effective Nov. 5, 1990 )

Section 2865.105 Able To Work

a) An individual is able to work when he is physically and mentally capable of performing work for which he is otherwise qualified.

b) The focus is upon the individual's condition; the employers' willingness to hire him is not relevant.

1) Example: An individual is 60 years old, worked as a warehouseman for 40 years and is physically able to continue doing so. Employers' reluctance to hire him, because of his age, does not render him unable to work.

2) Example: An individual tests positive for tuberculosis, a contagious disease, and, by law, is not permitted to continue working as a school teacher. He applies for jobs as a school teacher. It is the individual's condition, not

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school districts' unwillingness to hire him, that renders him unable to work.

- 3) Example: The individual has been discharged from numerous jobs because of repeated absenteeism due to habitual alcohol and drug use. When he reports to his local office, he reeks of alcohol and slurs his words. This individual will be determined to be unable to perform any type of work. It is his condition, not an employer's unwillingness to hire him, that renders him unable to work.

- c) The focus is upon any work for which the individual is qualified, not limited to his or her usual or most recent job.

Example: An individual, who is 7 months pregnant, quits her job as an assembler because the job is strenuous and requires her to be constantly on her feet. She applies for desk work as a telephone receptionist, a job for which she is qualified. She would be determined to be able to work.

- d) The best evidence that an individual with a disability is able to work in a particular occupation is that he has actually performed such work.

Example: An individual has cerebral palsy, which impairs his bodily functions and reduces his work output. However, he has training and experience as a computer operator and has shown that he is capable, within his physical limitations, of performing such work. He would be determined to be able to work.

(Source: Added at 14 Ill. Reg. 18466, effective Nov. 5, 1990)

## Section 2865.110 Available For Work

- a) An individual is available for work - even if he imposes conditions upon the acceptance of work - unless a condition so narrows opportunities that he has no reasonable prospect of securing work.

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Example: An individual who lives in a remote, rural area limits his availability to jobs within walking distance of his home. If few jobs for which he is qualified are located within walking distance of his home, it could be found that he has no reasonable prospects of securing such work and, therefore, would not be available for work.

- b) If domestic circumstances prevent an individual from working during the normal days and hours that exist in his occupation (or other work for which he is qualified), he is unavailable for work.

- 1) Example: An individual, who was employed as a security guard, has children who require full-time care. The individual is able to obtain child care during evenings only, leaving him free to work nights only. Because there is a labor market for night-shift security guards, he would be determined to be available for work.

- 2) Example: An individual and her husband obtain a divorce, and she is awarded custody of their children. She then quits her job as a hospital respiratory therapist because she is required to work rotating shifts and be on emergency call and because she wishes to spend all nights and weekends with her children. She states that she still applies for work as a respiratory therapist, but has had to eliminate from her list most hospitals because they will not guarantee day-shift work, the only time for which she will arrange child care. She would be determined to be unavailable for work.

- 3) Example: When the individual is laid off from her job as a bank teller, she, in turn, lays off her babysitter, who is not needed so long as the individual is at home. She states that, if she is offered a job, she will rehire her babysitter. Despite the fact that she currently has no babysitter, this individual would be determined to be available for work.

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c) If the individual demands a wage that is unreasonable and, thereby, prices himself out of the labor market, he is unavailable for work. Whether a wage demand is unreasonable is determined by factors including, but not limited to: the individual's prior wages and qualifications, the prevailing wage, labor laws, union agreements, and the length of unemployment; generally, the individual must lower his wage demand the longer he is unemployed.

1) Example: An individual worked for 25 years as a bookkeeper for a small but prosperous business that was eventually bought out. She last earned \$600 per week. Upon re-entering the labor market, she discovers that her wage demand - inflated by her many years of service - is much greater than that most employers are willing to pay. In the early weeks of unemployment, she may seek work paying \$600 per week, based upon her prior wages and her qualifications. In ensuing weeks, she must lower her wage expectations. As her unemployment approaches 26 weeks (or the time when an "extended benefits" period might begin), she must further lower her wage expectations. If, as time goes by, she adapts her wage expectations to meet market conditions, she would be determined to be available for work.

2) Example: The individual is a union electrician. After 20 weeks of unemployment, he still insists upon the wage he was last paid, which is union scale. He explains that the union has agreements affecting a substantial percentage of the jobs in his locality and, were he to accept a job paying below union scale, he would be disciplined by being denied future job opportunities. His insistence upon union scale is not unreasonable. However, if he is seeking work in another locality, where his union is not active, his wage demand with respect to that locality is unreasonable.

3) Example: The individual worked as a fast food counter clerk, earning \$0.50 above minimum wage. During the first weeks of unemployment, he sought work paying that same wage. For the

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next few weeks, he sought work paying minimum wage. Even though he has now been unemployed for 25 weeks, he has not reduced his wage expectation any further. This is not unreasonable: to require him to seek work paying less than minimum wage would violate minimum wage laws.

d) If there are no work opportunities that an individual can reach from his home, he is unavailable for work. If the individual unreasonably restricts the distance or time he will travel to work, he is unavailable for work. Reasonableness is determined by factors including, but not limited to: where work opportunities are located, the customs of workers similarly situated (as to location or occupation), the types and costs of transportation, physical capabilities, and the length of unemployment; generally, an individual is expected to extend the area in which he will seek work the longer he is unemployed. Generally, in metropolitan areas, 1 1/2 hours, each way, is not an unreasonable travel time.

1) Example: An individual owns no car, and there is no public transportation near his home. He used to obtain work through a temporary help service that transported him to clients' job sites. He no longer works as a temporary. He states that he will work for any employer, provided it will furnish transportation to the job. He would be determined to be unavailable for work since the majority of employers do not furnish transportation for their employees.

2) Example: The individual resides in a suburb 30 miles northwest of downtown Chicago. He was last employed as an attorney, working in a small practice in that suburb, where his travel time to work was 10 minutes. In the first weeks of unemployment, he unsuccessfully sought work in his community and neighboring suburbs. Although he has now been unemployed for 2 months, he still does not seek work in downtown Chicago, to which most attorneys commute, because rush hour travel time would be nearly 1 1/2 hours each way. He would be determined to be unavailable for work, because he has not extended the area in which he will seek work, commuting to down-

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town Chicago is customary for workers in his occupation, and 1 1/2 hours travel time is not unreasonable.

- 3) Example: Although the individual is mentally retarded, she is capable of working in certain unskilled occupations. At her last job, she swept floors in a local drug store. Her father testifies that she must work within walking distance of home, because, if she rides public transportation, she becomes confused and lost. In this case, the individual's restriction upon distance to work is reasonable, provided that work opportunities continue to exist within walking distance of her home, in which case she will be determined to be available for work.

- e) If an individual's personal habits are inconsistent with the type of work he or she is seeking, he or she is unavailable for work.

Example: The individual, a punch press operator, was discharged because she would not cut her waist-length hair or wear a hair net or remove oversized rings she wore on her fingers; her hair and rings are considered safety hazards. She states that she is seeking work as a punch press operator, but that she will not work for any employer who requires her to cut her hair or wear a hair net or remove her rings. She would be determined to be unavailable for work.

- f) An individual shall not be held unavailable for work on the basis of refusing to consider particular work that he honestly believes would violate sincere religious or moral convictions. However, an individual shall be held unavailable if his convictions eliminate virtually all of the labor market.

Example: For many years, an individual was a hot dog vendor, working in sports stadiums on Saturdays and Sundays. The individual states that he will no longer work in the food service industry, nor will he work on Sunday. He explains that he has recently married and that his wife has introduced him to religion. Among the

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tenets of his religion are strict dietary laws, forbidding even handling of many commonplace foods; also, Sunday is prescribed as a day of rest. If it is determined that his religious convictions are sincere, he would not be held unavailable for work solely on the basis of refusing to consider food service or Sunday work, even though these may have been suitable previously. Still, he must demonstrate that he is available for other types of work at other times.

- g) If the individual is self-employed, availability depends upon the nature and extent of that self-employment; whether the individual's investment of time or capital prevents him from accepting other work in the labor market.

Example: The individual worked as a secretary in a real estate agency. When she was laid off, she grew depressed, until she watched a cable television show. The host explained how to buy property without making down payments and how to enhance cash-flow. It sounded so easy that she immediately rearranged the den in her house to serve as an office. In the morning, she would read newspapers and make telephone calls. She went to foreclosure sales and auctions. Most afternoons and evenings, she would inspect properties. She also applied for jobs in her usual occupation, secretary. This individual would be determined available for work, if the trier of fact finds that she had not yet made a substantial commitment to her own business. If, however, she had purchased properties, and was involved in the management of those properties to the extent that it would conflict with normal working hours, she would be determined to be unavailable for work.

- h) Whether a seasonal worker is available for work during the off-season is determined by whether there is some prospect of obtaining work in his customary occupation. If there is no prospect of obtaining such work, the individual must seek other work for which he is qualified.

a)

An individual is actively seeking work when he makes an effort that is reasonably calculated to return him to the labor force. Reasonableness is determined by factors including, but not limited to: the individual's physical and mental abilities, his training and experience, the employment opportunities in the area, the length of unemployment, and the nature and number of work search efforts in light of the customary means of obtaining work in the occupation.

b)

An individual is not actively seeking work if he seeks work that is unrealistic in light of his physical or mental limitations.

Example: The individual, seven months pregnant, quit her job as an assembler because it was strenuous and re tired her to be constantl on her feet. She as for work at a factory, as an assembler, under conditions essentially the same as those of her last job. She would be determined to be not actively seeking work.

c)

The individual is not actively seeking work if he seeks work that is unrealistic in light of his training or experience.

Example: The individual has always wanted to be a real estate agent; this requires a license he does not possess. To the extent that he only seeks work as a real estate agent, he would be determined to be not actively seeking work.

d)

Whether an individual is actively seeking work is determined in part by comparing his occupation with labor market conditions in the locality. In some cases, an application for work can have a continuing effect.

Example: The individual is a waitress, just laid off by one of three restaurants in her community. During her first two weeks of unemployment, she applies for work at the other two restaurants and awaits the results of her efforts. She would be determined to be actively seeking work for that period.

e)

As the period of unemployment lengthens, the individual should intensify his efforts to find work in his usual occupation, or, he should pursue work in another occupation for which he is qualified.

1)

Whenever an individual appears to be imposing a condition upon his acceptance of work, it is essential to establish whether he is merely expressing a preference as opposed to actually imposing a condition.

Example: The individual last earned \$4.50 per hour, the prevailing wage in her occupation. On a questionnaire, she writes that she will accept \$6 per hour, for similar work. On a claim certification form - applicable to the same weeks as the questionnaire - she lists job contacts, for work paying closer to \$4.50 than \$6. This might indicate that \$6 was a preference, not a condition. Therefore, she would be determined to be available for work.

2)

The best evidence that an individual is "available for work" is that he readily secures work, despite the imposition of a condition.

Example: The individual is laid off from her job in an occupation that ordinarily provides daytime work only. She files a claim for benefits, and, on an initial questionnaire, she writes that she will work nights only, because her child care arrangements have changed. That week, she makes employer contacts for night-shift work. As a result of that work search, she readily secures work beginning the next week. She will be determined to be available for work for the prior week.

(Source: Added at 14 Ill. Reg. 18466, effective Nov. 5, 1990)



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- 1) Example: After being laid off from his job as a parking lot attendant, the individual sought similar work at other parking lots within his community, without success. As time passes, he must seek work outside his community (within reasonable commuting distance).
- 2) Example: Same facts as in example above but, prior to working as a parking lot attendant, the individual worked as a short-order cook. In addition to, or instead of, seeking work as a parking lot attendant, he should seek work as a short-order cook, or other work for which he is qualified; otherwise, he would be determined to be not actively seeking work.

f) Whether or not the individual is actively seeking work is determined by the quality of his efforts; although the quantity of job contacts should be considered, it is not necessarily determinative of an active search for work. The methods that the individual uses to contact employers should be examined in light of those customarily used to obtain work in the occupation.

- 1) Example: The individual seeks work as a retail sales clerk. On a Monday morning, she visits a shopping mall, where she applies for work at seven stores and is rejected by each. For the rest of the week, she makes no effort to find work. This individual would be determined to be not actively seeking work, despite having made seven job contacts in one day.
- 2) Example: The individual, a cash-flow specialist, last worked for a major corporation, and was directly accountable to the highest corporate officers. After being unemployed for one month, she contacts a friend who works for a company located in Woonsocket, Rhode Island. On Monday, the claimant travels to Woonsocket. On Tuesday, she begins the interviewing process, meeting the manager of human resources. On Wednesday morning, she is interviewed by a budget analyst. That evening, there is a dinner-interview with two vice-presidents, who tell her they will speak with the president, then get back to her the next day or the day after. The claimant stays in Woonsocket until Friday, at which time she is told she will not be offered a job. The claimant would be determined to have been actively seeking work, despite this being her only job contact.

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- 3) Example: The individual states that he is currently seeking work as a day laborer or in food service. He contacts prospective employers by telephone, exclusively. Because, as a practical matter, many day laborer and food service positions are filled by persons making applications in-person, this individual would be determined to be not actively seeking work.

g) The best evidence that an individual is "actively seeking work" is that he readily secures work, based upon his efforts.

Example: The individual last worked as assistant manager of a shoe store. During his first week of unemployment, he prepares a resume and mails 100 copies to retail establishments. The next week, he mails another 100 resumes. As a result of his mailings, and no other efforts, he readily obtains work. This individual would be determined to have been actively seeking work during the weeks under review.

(Source: Added at 14 Ill. Reg. 18466, effective Nov. 5, 1990 )

## Section 2865.120 Suitability Of Work - Labor Standards

- a) An individual must be able to, available for, and actively seeking "suitable" work.
- b) Whether work is suitable for the individual is determined by factors including, but not limited to, those set forth in Section 603 of the Act (including its references to labor standards under Section 3304(a)(5) of the Federal Unemployment Tax Act).

(Source: Added at 14 Ill. Reg. 18466, effective Nov. 5, 1990 )

## Section 2865.125 Availability For Part-Time Work Only

The requirement that a claimant shall be able and available for full-time work shall not be applied to a claimant who can prove by a preponderance of the evidence that for him only part-time work, defined in Section 2720.1, is suitable because:

- a) He restricts his availability to part-time work due to:

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## DEPARTMENT OF EMPLOYMENT SECURITY

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Example: If the individual is a trained and certified nurse's aide, the Director shall not approve training to become a registered nurse if reasonable openings exist in the individual's locality for nurse's aides, even if the individual is dissatisfied with her present occupation.

- 2) The individual has the qualifications and aptitude to complete the course successfully; and,

Example: The Director shall not approve a course which requires the ability to read and write in English for an individual who is not fluent in English.

- 3) The enrollee is not a recipient nor eligible for subsistence payments or similar assistance under any public or private retraining program.

(Source: Added at 14 Ill. Reg. 18466, effective Nov. 5, 1990 )

Section 2865.135 Availability For Work And Active Search For Work: Attendance At Training Courses

- a) An individual enrolled and in regular attendance at a training course approved by the Director shall not be required to make an active job search or to be available for work. This exemption applies to individuals applying for both regular and extended benefits.
- b) In addition, an individual shall not be deemed to have been unavailable for work or to have failed actively to seek work for regular or extended benefits purposes with respect to any week because he is in training approved under Section 236(a)(1) of the Federal Training Act of 1974 (19 U.S.C. 2296(a)(1)), as provided at Section 500C(6) of the Act.

(Source: Added at 14 Ill. Reg. 18466, effective Nov. 5, 1990 )

Section 2865.140 Regular Attendance In Approved Training

For the purposes of Section 2865.135, "in regular attendance" means that the individual has attended every scheduled session of the training course approved for him by the Director, and presents an attendance report from a responsible person connected with the training course. If the individual misses any scheduled class session on a particular day, the individual shall be deemed to have failed to meet the requirements of Section 500C of the Act with respect to that day.

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Example: An individual in Director approved training is scheduled to attend 2 training sessions daily from Monday through Friday until the course is completed. The individual misses one session on Wednesday because of illness. This individual shall be deemed to have failed to meet the requirements of being "in regular attendance" on Wednesday, and the individual's weekly benefit amount shall be reduced by one-fifth for that week.

(Source: Added at 14 Ill. Reg. 18466, effective Nov. 5, 1990 )

SUBPART C: EXTENDED BENEFITS

Section 2865.205 Applicability Of Rules For Eligibility For Regular Benefits

Except where inconsistent with Section 409 of the Act or with this Subpart, all of the provisions of the Act and the rules adopted thereunder shall be applicable to eligibility for extended benefits.

- a) Example: A claim for extended benefits shall be filed in the same manner and in the same location as one would file for regular benefits.
- b) Example: If an individual, who meets all of the other requirements for receipt of extended benefits, is discharged from a job, he would be subject to the ineligibility provisions of Section 602 of the Act if it is determined that the discharge was for misconduct connected with his work.
- c) Example: An individual demands a wage that is unreasonable. He is unavailable for work pursuant to Section 2865.110(c) of this Part and would, therefore, be subject to the ineligibility provisions of Section 500C of the Act since neither is inconsistent with Section 409 of the Act. Therefore, this individual would be ineligible for extended benefits even if he meets the other requirements for receipt of such benefits.

(Source: Added at 14 Ill. Reg. 18466, Effective Nov. 5, 1990 )

Section 2865.210 Systematic And Sustained Search For Work

- a) An individual shall be deemed to have made a systematic and sustained search for work if he can present the tangible evidence, described in subsection (b), to the local unemployment office that he was engaged in such an effort to find work during a week of unemployment.

b) The tangible evidence required by subsection (a) shall consist of, but not be limited to, all of the following:

1) A showing that the individual persistently reviewed the newspaper advertisements for work and made an effort to contact the employers placing the advertisements, on each working day during every week for which he is applying for extended benefits;

2) A showing that the individual actually made significant (at least five per week) personal contacts with prospective employers and applied for work on at least three working days during each week for which he is applying for extended benefits;

3) A showing that he had been frequently contacting his union hall for information regarding work prospects, if applicable; and

4) Registration with the State Job Service.

c) If the failure to make a showing of sustained and systematic job search on a particular day or days by the means indicated in subsection (b) is due to attending interviews, taking tests and/or physical examinations or commuting from one place to another to search for work or engaging in any other similar undertaking, he shall not be determined to have failed to meet the requirements of subsection (a) for that particular day or days.

(Source: Added at 14 Ill. Reg. 18466, Effective Nov. 5, 1990)

Section 2865.215 When An Individual's Prospects For Finding Work Shall Be Deemed To Be Good

a) An individual filing for extended benefits who has a definite date to return to work for a former employer or who has been classified as having good prospects for returning to work in his customary occupation. This means that should this individual refuse an offer of work, such refusal shall be adjudicated pursuant to Section 603 of the Act, and Section 409K(3)(d)(iii) shall not apply to this individual.

b) Whether an individual's prospects of finding work in his customary occupation are good shall be determined at the time that he files his initial claim for extended benefits. However, such classification shall be included in any determination of refusal of work under Section 409K(3)(d) of the Act, and at that time, shall be subject to review.

Example: An individual files a claim for extended benefits and reports that he will return to his former employer on March 31. He does not return to work for his former employer on March 31 and then refuses an offer of work on April 14. This refusal of work shall be adjudicated in accordance with the provisions of Section 409K(3)(d) because the individual's prospects of returning to his customary occupation were not good because he did not return to work for his former employer as scheduled.

c) If the claimant does not start work on the designated date, then his prospects of finding work in his customary occupation shall no longer be considered good.

d) The individual must provide the name, address and starting date of employment for any employer whom the individual claims as a basis for having his prospects of finding work in his customary occupation found to be good.

e) An individual can also show that his prospects of finding work in his customary occupation are good by showing that he was recently employed in his customary occupation or that he recently completed training in that occupation or that new opportunities for employment in his customary occupation recently became available.

(Source: Added at 14 Ill. Reg. 18466, effective Nov. 5, 1990)

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- 16)
- 1) Heading of the Part: Claims, Adjudication, Appeals And Hearings
  - 2) Code Citation: 56 Ill. Adm. Code 2720
  - 3) Section Number:      Adopted Action:  
     2720.125                Repealed Section  
     2720.126                Repealed Section  
     2720.127                Repealed Section  
     2720.128                Repealed Section  
     2720.129                Repealed Section
  - 4) Statutory Authority: Ill. Rev. Stat. 1989, ch. 48, pars. 349, 409, 420, 450, 451, 452, 453, 455, 456, 470, 471, 473, 474, 474a, 500, 501, 502, 504, 530, 610, 611, 700, 701, 702 and 704.
  - 5) Effective Date of the Amendment: November 5 \_\_\_\_\_, 1990.
  - 6) Does this rulemaking contain an automatic repeal date? No.
  - 7) Does this Rule contain an incorporation by reference? No.
  - 8) Date filed in Agency's Principal Office: October 29, 1990.
  - 9) Notice of Proposal published in Illinois Register: June 29, 1990 at 14 Ill. Reg. 10237.
  - 10) Has JCAR issued a Statement of Objection to these Rules? No.
  - 11) Difference between proposal and final version: None.
  - 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR?  
Yes.
  - 13) Will this replace an emergency rule currently in effect? No.
  - 14) Are there any amendments pending on this Part? No.
  - 15) Summary and purpose of the rules: Enclosed amendments to Sections of 56 Ill. Adm. Code 2720 are being repealed in this Part. This Part was intended to be the procedural benefit rules only, so these Sections are being moved to Part 2865 which includes the other substantive benefit rules.
- The fu

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TITLE 56: LABOR AND EMPLOYMENT  
CHAPTER IV: DEPARTMENT OF EMPLOYMENT SECURITY  
SUBCHAPTER a: GENERAL PROVISIONS

PART 2720

CLAIMS, ADJUDICATION, APPEALS AND HEARINGS

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2720.277

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Withdrawal Of Appeal

2720.330

Consolidation Or Severance Of Appeals

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2720.340

Extensions Of Time In Which To Issue A Board Of Review  
Decision

2720.345

Issuance Of Notice Of Right To Sue

AUTHORITY: Implementing and authorized by Sections 239, 409, 500,  
604, 700, 701, 702, 703, 705, 706, 800, 801, 803, 804, 805, 1000,  
1001, 1002, 1004, 1200, 1700, 1701, 2300, 2301, 2302 and 2304 of  
the Unemployment Insurance Act (Ill. Rev. Stat. 1989, ch. 48, pars.  
349, 409, 420, 450, 451, 452, 453, 455, 456, 470, 471, 473, 474,  
474a, 500, 501, 502, 504, 530, 610, 611, 700, 701, 702 and 704).

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SOURCE: Adopted at 8 Ill. Reg. 24957, effective January 1, 1985; amended at 10 Ill. Reg. 12620, effective July 7, 1986; amended at 11 Ill. Reg. 14338, effective August 20, 1987; amended at 11 Ill. Reg. 18671, effective October 29, 1987; amended at 12 Ill. Reg. 14660, effective September 6, 1988; emergency amendments at 13 Ill. Reg. 11890, effective July 1, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 18263, effective November 9, 1989; amended at 14 Ill. Reg. 15334, effective September 10, 1990; amended at 14 Ill. Reg. 18489, effective November 5, 1990.

SUBPART B: APPLYING FOR UNEMPLOYMENT INSURANCE BENEFITS

Section 2720.125 Work Search Requirements For Regular Unemployment Insurance Benefits (Repealed)

- a) Unless otherwise instructed, the claimant must establish that he is able to work, available for work and actively seeking work during each week for which he is claiming benefits. To demonstrate he is actively seeking work, a claimant must:
  - 1) Register in person at the Illinois Job Service Office unless otherwise instructed by the local office for one of the following reasons:
    - A) The claimant's unemployment is due to a labor dispute at his last employing unit even if the claimant is not involved in the dispute;
    - B) The claimant's unemployment is due to temporary lay-off not exceeding four weeks in duration;
    - C) The claimant is a member of a labor union whose placement service has been certified by the Agency under 56 Ill. Adm. Code 2865;
    - D) The claimant is still attached to a regular job but he is only partially employed due to a temporary reduction in his hours;
    - E) The Agency determines that, based on local market information, registration with the Illinois Job Service would not increase the likelihood of the claimant's return to work;

DEPARTMENT OF EMPLOYMENT SECURITY

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- 2) Show that he is conducting a thorough, active and reasonable search for appropriate work on his own by keeping records of what he is doing to find work, including:
  - A) The names and addresses of the employing units contacted and the names of the specific persons contacted, if possible;
  - B) The dates, methods and results of the contacts, and;
  - C) The types of work that the claimant has been seeking, including wages and hours requested or desired;
  - D) Any other information regarding his work search efforts;
- b) The claimant must provide the written records required by this Section to the Agency whenever requested, pursuant to Section 2720.115, or in the event of a Claims Adjudicator's interview, an appeal or a hearing in which work search is an issue. Even if the claimant has been denied benefits, he must complete and file the Claim Certification (BIS-653) every two weeks and meet the eligibility requirements of the Act for each week for which he expects payment upon reversal of that denial.
- e) In evaluating the adequacy of the individual's work search, the Agency shall consider:
  - 1) The individual's physical and mental abilities;
  - 2) The individual's training and experience;
  - 3) The employment opportunities in the area;
  - 4) The length of the claimant's unemployment;
  - 5) The nature and number of claimant's work search efforts;
  - 6) The customary means of seeking employment in the occupation(s) in which the claimant seeks employment;





## DEPARTMENT OF EMPLOYMENT SECURITY

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4) The course must consist of at least twelve hours of contact instruction with students from a competent and reliable training agent each week. This instruction could include classroom training, laboratory instruction and tutoring.

b) Such training course must be offered by a competent and reliable agency, educational institution or employing unit.

c) In addition to meeting the criteria set forth in subsections (a) and (b), the individual must show that:

1) Work opportunities for which the individual is qualified by training and experience are limited or do not exist in the individual's locality; and,

Example:--If the individual is a trained and certified nurse's aide, the Director will not approve registered nurse's training for this individual if reasonable openings exist in the individual's locality for nurse's aides, even if the individual is dissatisfied with her present occupation.

2) The individual has the qualifications and aptitude to complete the course successfully; and,

Example:--The Director will not approve a course which requires the ability to read and write in English for an individual who is not fluent in English.

3) The enrollee is not a recipient nor eligible for subsistence payments or similar assistance under any public or private retraining program.

(Source: Repealed at 14 Ill. Reg. 18489, effective Nov. 5, 1990 )

Section 2720.128 Active Search For Work: Attendance At Training Courses (Repealed)

a) An individual enrolled and in regular attendance at a training course approved by the Director shall not be required to maintain an active job search. This exemption applies to individuals applying for both regular and extended benefits.

## DEPARTMENT OF EMPLOYMENT SECURITY

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b) In addition, an individual shall not be deemed to have failed actively to seek work for regular or extended benefits purposes with respect to any week because he is in training approved under Section 236(a)(1) of the Federal Training Act of 1974 (19 U.S.C. 2296(a)(1)), as provided at Section 500(e)(6) of the Act (Ill. Rev. Stat. 1985, ch. 48, par. 420(e)(6)).

(Source: Repealed at 14 Ill. Reg. 18489, effective Nov. 5, 1990 )

Section 2720.129 Regular Attendance In Approved Training (Repealed)

For the purposes of Section 2720.128, "in regular attendance" means that the individual has attended every scheduled session of the training course approved for him by the Director, and presents an attendance report from a responsible person connected with the training course. If the individual misses any scheduled class session on a particular day, the individual shall be deemed to have failed to meet the requirements of Section 500(e) of the Act (Ill. Rev. Stat. 1985, ch. 48, par. 420(e)) with respect to that day.

Example:--An individual in Director approved training is scheduled to attend 2 training sessions daily from Monday through Friday until the course is completed. The individual misses one session on Wednesday because of illness. This individual shall be deemed to have failed to meet the requirements of being "in regular attendance" on Wednesday, and the individual's weekly benefit amount shall be reduced by one-fifth for that week.

(Source: Repealed at 14 Ill. Reg. 18489, effective Nov. 5, 1990 )

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## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

TITLE 89: SOCIAL SERVICES  
 CHAPTER I: DEPARTMENT OF PUBLIC AID  
 SUBCHAPTER d: MEDICAL PROGRAMS

PART 148  
 HOSPITAL SERVICES

Section	
148.10	Hospital Services
148.20	Participation
148.30	General Requirements
148.40	Special Requirements
148.50	Covered Hospital Services
148.60	Hospital Services Not Covered
148.70	Limitation On Hospital Services
148.80	Transplants
148.90	Heart Transplants
148.100	Liver Transplants
148.110	Bone Marrow Transplants
148.120	Disproportionate Share Hospital Adjustments
148.130	Payment for Inpatient Services for GA
148.140	Hospital Outpatient and Clinic Services
148.150	Payment for Hospital Services During Fiscal Year 1982
148.160	Payment for Hospital Services During Fiscal Year 1983
148.170	Limits on Length of Stay by Diagnosis
148.180	Payment for Pre-operative Days and Services Which Can Be Performed in an Outpatient Setting
148.190	Copayments
148.200	Payment Methodology
148.210	Non-Participating Hospitals
148.220	Pre July 1, 1989 Services
148.230	Post June 30, 1989 Services
148.240	Prepayment Review
148.250	Base Year Costs
148.260	Restructuring Adjustment
148.270	Inflation Adjustment
148.280	Groupings
148.290	Rate Calculation
148.300	Payment
148.310	Review Procedure
148.320	Alternatives
148.330	Exemptions
148.340	Subacute Alcoholism and Substance Abuse Services
148.350	Definitions
148.360	Types of Subacute Alcoholism and Substance Abuse Services
148.370	Payment for Subacute Alcoholism and Substance Abuse Services

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Section	
148.380	Rate Appeals for Subacute Alcoholism and Substance Abuse Services
148.390	Hearings

AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13)

SOURCE: Sections 148.10 thru 148.390 recodified from 89 Ill. Adm. Code 140.94 thru 140.398 at 13 Ill. Reg. 9572; Section 148.120 recodified from 89 Ill. Adm. Code 140.110 at 13 Ill. Reg. 12118; amended at 14 Ill. Reg. 2553, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 11392, effective July 1, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 15358, effective September 13, 1990; amended at 14 Ill. Reg. 16998, effective October 4, 1990; amended at 14 Ill. Reg. 18293, effective October 30, 1990; amended at 14 Ill. Reg. 18499, effective November 8, 1990.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

## Section 148.140 Hospital Outpatient and Clinic Services

a) ~~Reimbursement to hospitals for claims for services provided prior to July 17, 1983 will be calculated and paid in accordance with the statutes and administrative rules governing the time period in question (see Sections 148.150, 148.160 and 89 Ill. Adm. Code 140.460 thru 140.467, and Emergency Rules 89 Ill. Adm. Code 150.10 through 150.90).~~

b)a) 1) Reimbursement for hospital outpatient and clinic services ~~provided on or after July 17, 1983,~~ shall be made on a fee for service basis, except as described in subsection (c) for encounter rate hospitals.

2)1) Reimbursement levels shall be at the lower of the hospital's usual and customary charge to the public or the Department's statewide maximum reimbursement screens. Hospitals will be required to bill the Department utilizing ~~these~~ specific service codes, and However, all specific client coverage policies (relating to client eligibility and scope of services available to

NOTICE OF ADOPTED AMENDMENT

Section 148.140 Hospital Outpatient and Clinic Services (Cont'd.)

those clients) which apply pertain to the service in-guestion-and-which-are-used-by-billed-are applicable to hospitals in the same manner as to non-hospital providers who bill on-a-fee-for-service or-otherwise-basis-fee-guestion-answers.

3)2) Reimbursement for the fee codes established 7/1/83 and implemented through 3/31/86 for procedures performed in a hospital setting will be calculated and paid in accordance with the statutes and administrative rules governing the time period in question.

4)3) Effective April 1, 1986, additional fee codes will-be-were-established-for-outpatient procedures performed in a hospital setting. Procedures will-be-are-grouped-and-reimbursed according to whether they are high level technology surgical procedures or other procedures. High Level Technology Surgical procedures are those which either require general or spinal anesthesia or require any two of the following three criteria: the use of special equipment, a major surgical pack as opposed to a minor surgical pack, or longer than one hour of surgical time. High level technology surgeries will be reimbursed at the lower of actual charges or that hospital's inpatient contract rate (per diem rate for non-contracting hospitals) equivalent to a one day inpatient stay. Other ambulatory surgical, specialized cardiac and diagnostic procedures will-be-are-reimbursed at the lower of actual charges or the Department's designated payment maximum. Two groupings will be used to establish the State maximums - major teaching and other hospitals. A major teaching hospital is one having four or more graduate medical education programs - accredited by the American Medical Association, the American Dental Association or the American Osteopathic Association and-a-sepe-ef-sevsee-index-ef-at-fee-40. The specialized treatment procedures, high risk and emergency room visits will-be-are reimbursed according to fiscal year 1986 payment methodology. Certain high level technology services recognized and approved by the

NOTICE OF ADOPTED AMENDMENT

Section 148.140 Hospital Outpatient and Clinic Services (Cont'd.)

Department as safe outpatient procedures will-be-are reimbursed in a category separate from other specialized cardiac procedures and diagnostic procedures. This special category currently includes the following procedures: Magnetic Resonance Imaging (MRI), Computerized Axial Tomography (Cat Scan), and Cardiac Catheterization.

5)4) A list of restricted inpatient procedures pursuant to Section 148.180(b) will-be-is established and those procedures will only be reimbursed when performed outside the inpatient setting or when the hospital supplies justification for an inpatient admission that meets Departmental established criteria. These criteria include, but are not limited to: Presence of medical conditions which make prolonged post-operative observations by a nurse or skilled medical personnel a necessity (e.g., heart disease, severe diabetes).

B) An unrelated procedure is being done simultaneously which itself requires surgical hospitalization.

C) The patient is unable to comprehend and/or follow the necessary instruction both prior to and following the procedure due to mental and/or physical impairment, and this would result in inadequate treatment and place the patient at risk.

D) Emergency admission or recent onset of severe symptoms would prohibit safely performing the procedure on an outpatient basis (e.g., bleeding, severe pain, nausea, vomiting).

E) Admission occurs subsequent to the performance of the procedure on an outpatient basis due to conditions such as: i) instability of vital signs

## DEPARTMENT OF PUBLIC AID

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Section 148.140 Hospital Outpatient and Clinic Services  
(Cont'd.)

- ii) respiratory distress greater than existed pre-operatively
- iii) post-operative pain not relieved by oral medication
- iv) uncontrolled bleeding
- v) lack of state of consciousness appropriate to age and development
- vi) presence of persistent nausea or vomiting
- vii) inability to ambulate consistent with age, previous mobility status and/or procedure.

6) 5) Reimbursement levels for additional fee codes that are eligible for payment pursuant to ~~Sections 148.140(b)(4) and (5)~~ subsection (a)(3) and (4) will be at the lower of the hospital's actual charge or the Department's designated payment maximum. This payment shall be considered full and final payment for those procedures performed. ~~The rate levels designed for each group of ambulatory procedures are calculated to ensure spending approximately the full fiscal year 1987 Hospital Ambulatory Care Appropriation.~~

e) b) Payment for outpatient end-stage renal disease treatment (ESRDT) services provided pursuant to Section 148.40(c) shall be made at the Department's payment rates, as follows:

- 1) For inpatient hospital services services provided pursuant to 148.40(c)(1), the Department shall reimburse hospitals pursuant to Sections 148.200 through 148.330 and 89 Ill. Adm. Code 149.
- 2) For outpatient services or home dialysis treatments provided pursuant to Section 148.40(c)(2) or (3), the Department will related supplies and equipment, as defined in 42 CFR 405.231(o) (1984). This rate will be that

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Section 148.140 Hospital Outpatient and Clinic Services  
(Cont'd.)

reimburse hospitals and clinics for ESRDT services at a rate which will reimburse the provider for the dialysis treatment and all rate established by Medicare pursuant to 42 CFR 405.439 and 405.441 (1984).

- 3) Payment for non-routine services. For services which are provided during outpatient or home dialysis treatment pursuant to Section 148.40(c)(2) or (3) but are not defined as a routine service under 42 CFR 405.231(o) (1984), separate payment will be made to independent laboratories, pharmacies, and medical supply providers pursuant to 89 Ill. Adm. Code 140.430 through 140.434, 140.440 through 140.450, and 140.475 through 140.481, respectively.
- 4) Payment for physician services relating to ESRDT will be made separately to physicians, pursuant to 89 Ill. Adm. Code 140.400.

d) ~~Statewide fee screens for outpatient and clinic services shall be increased for fiscal year 1985 over those used in fiscal year 1984 by a weighted average 10 percent rate increase.~~

c) Reimbursement for hospital outpatient and clinic services provided by an encounter rate hospital on or after July 1, 1990, shall be made on an encounter rate basis.

- 1) Reimbursement levels shall be at the lower of the encounter rate hospital's all inclusive charge as shown on the claim or the Department's encounter hospital specific reimbursement rate for each of the procedure groups described in subsection (a)(3) and by the category of service. Encounter rate hospitals will be required to bill the Department utilizing all-inclusive service codes. However, all specific client coverage policies (relating to client eligibility and scope of services available to those clients) which pertain to the service billed are applicable to encounter rate hospitals in the same manner as to non-hospital and hospital providers who bill fee-for-service.

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Section 148.140 Hospital Outpatient and Clinic Services (Cont'd.)

2) Reimbursement for the fee codes defined in subsection (a)(3) for encounter rate hospitals will be reimbursed at the Department's rate calculated in subsection (c)(1) above.

3) An encounter rate hospital is defined as an Illinois public hospital:

A) located in a city with population exceeding 1 million; and

B) which provided and was paid for 85,000 days or more of inpatient hospital care to recipients of medical assistance during state fiscal year 1989.

4) Inpatient restricted procedures as provided in subsection (a)(4) shall apply to encounter rate hospitals.

(Source: Amended at 14 Ill. Reg. 18499, effective November 8, 1990)

NOTICE OF ADOPTED AMENDMENTS

1) The Heading of the Part: Medical Payment

2) Code Citation: 89 Ill. Adm. Code 140

3) Section Numbers: Adopted Action:

140.542 Amendment

140.543 Amendment

140.544 Repealed

140.545 Amendment

140.646 Amendment

140.647 Amendment

140.648 Amendment

140.649 Amendment

140.650 Amendment

140.652 Amendment

4) Statutory Authority: Sections 5-1 et seq. and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat., Ch. 23, Pars. 5-1 et seq. and 12-13)

5) Effective Date of Adopted Amendments: October 30, 1990

6) Does this rulemaking contain an automatic repeal date? Yes  No

7) Do these Adopted Amendments contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: October 30, 1990

9) Notices of Proposal Published in Illinois Register: March 23, 1990 (14 Ill. Reg. 4415)

10) Has JCAR issued a Statement of Objections to these Adopted Amendments? Yes

A) Statement of Objection: September 28 (14 Ill. Reg. 16082)

B) Agency Response: November 16, 1990 (14 Ill. Reg. 18623)

C) Date Agency Response Submitted for Approval to JCAR: October 16, 1990

11) Differences between proposal and final version:

. Cited the Federal program regulations referenced in

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Sections 140.646(d), 140.647(a)(1), 140.647(c)(1), 140.647(c)(2), 140.648(c)(1), 140.648(c)(1)(A)(ii)

- The following was added in Section 140.648(c)(1)(A)(ii) to incorporate by reference the "SIB" and "ICAP" assessment methods:

"The Scales of Independent Behavior and the Inventory for Client and Agency Planning are published by, and available from, DLM Teaching Resources, 1 DLM Park, Allen, Texas 75002 (1-800-527-4747). The 1986 edition is incorporated and no later amendments or editions are included."

- Section 140.650 (b)(c)(d) and (e) were deleted.
- In Section 140.646(g) the word "Section" was capitalized.
- Enclosed the Section parenthetical in Section 140.647(c)(5).
- In Section 140.648(c)(2) the word "OMRP" was changed to "QMRP".
- In Section 140.648(c)(3)(A) the word "ration" was changed to "ratio".
- Changed the words "must", "may" or "will" to "shall" in the following Sections:
  - Section 140.646(b)
  - Section 140.647(a)(1) after the word "but".
  - Section 140.647(a)(1) after the word "setting".
  - Section 140.647(a)(1) after the word "DT".
  - Section 140.647(b)(2)(A)
  - Section 140.647(b)(2)(B)
  - Section 140.647(c)(2) after the word "care".
  - Section 140.647(c)(2) after the word "and".
  - Section 140.647(c)(3)

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- Section 140.647(c)(4) after the word "activities".
  - Section 140.648(a).
  - Section 140.648(b) after the word "rate".
  - Section 140.648(b) after the word "Component".
  - Section 140.648(b) after the word "combination".
  - Section 140.648(b) after the word "reimbursement".
  - Section 140.648(c)(1)
  - Section 140.648(c)(1)(A)
  - Section 140.648(c)(1)(A)(i)
  - Section 140.648(c)(1)(A)(ii)
  - Section 140.648(c)(3) after the word "amount".
  - Section 140.648(c)(3)(A) after the word "care".
  - Section 140.648(c)(3)(A) after the word "which".
  - Section 140.648(c)(5).
  - Section 140.648(d) after the word "adjustment".
  - Section 140.648(g)(3) after the word "Facility".
  - Section 140.648(g)(3) after the word "letter".
  - Section 140.648(g)(3) after the word "recoupment".
  - Section 140.649(a)(2).
  - Section 140.649(c).
- In Section 140.646(a), line 2, a "comma" was added after the phrase "ICF/MR-15" and the word "and" was deleted; in line 3 the phrase ", and ICF/MR-SNF/PED)" was added after "(SLC)"; in line fourteen, the parenthesis were removed from the phrase "DT program"; in line sixteen, a "comma" was added after the word "facility", "and/" was deleted from the phrase and/or" and the word "an" was added after the word

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(Illinois Department of Professional Regulation);  
and".

Section 140.648(c)(1)(A)(ii), line 10, the section  
referenced was changed from "146.225(b)(2)(A)" to  
"144.275 (b)(1)".

Section 140.648(c)(1)(B), line 16, the referenced  
Sections "146.225(b)(2)(B)(i) and (ii) were changed to  
Section "144.275(a)(1)(B)".

Section 140.648(c)(2), line 7, "D" was replaced with  
"MR".

Section 140.648(c)(3), line 9, the "D" was deleted  
and "MR, SNF, or ICF" was added.

In Section 140.648(a) deleted the language "or  
accredited by the commission ..through (89 Ill. Adm.  
Code 140.650(b),".

12) Have all the changes agreed upon by the agency and JCAR  
been made as indicated in the agreement letter issued by  
JCAR? Yes

13) Will these Adopted Amendments replace Emergency Amendments  
currently in effect? Yes

14) Are there any Amendments pending on this part? Yes

Section Numbers Proposed Action Illinois Register Citation

140.461 Amendment April 20, 1990 (14 Ill. Reg. 5726)

140.462 Amendment April 20, 1990 (14 Ill. Reg. 5726)

140.463 Amendment April 20, 1990 (14 Ill. Reg. 5726)

140.485 Amendment September 7, 1990 (14 Ill. Reg. 14317)

140.486 Repealer September 7, 1990 (14 Ill. Reg. 14317)

140.487 Amendment September 7, 1990 (14 Ill. Reg. 14317)

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"or"; in line 18, the phrase "or accredited according  
to Section 140.650".

In Section 140.646(e), in line 1, the word "terms" was  
changed to "term"; in line 5, the word "and" was  
deleted and the phrase ", and ICF/MR-SNF/PED" was  
added immediately following the word "SLC" (before the  
paren).

In Section 140.647(b)(2)(B) the phrase "and Section  
140.Table H" was added after "(g)".

In Section 140.647(c)(5) deleted the reference to  
144.275(a)(i)(A) and inserted instead  
140.648(c)(1)(a)(i)

In Section 140.647(c)(5), in line 14, the subsection  
referenced was changed from "146.225(b)(1)(B)" to  
"144.275(a)(1)(A)".

In Section 140.648(c)(1), line 5, the word "by" was  
deleted and the phrase "according to each individual's  
overall" was added; line 6, the phrase "mental  
retardation" was replaced with the word "functioning";  
line 13, the word "Overall" was added to the first  
column heading; line 14, the word "Retardation" was  
replaced with the word "Functioning" in the first  
column heading.

In Section 140.648(c)(1)(A), line 1, the word "mental"  
was deleted; line 2, the phrase "functioning of  
clients with mental" was inserted before the word  
"retardation"; line 3, the phrase "and related  
conditions," was inserted before the word "in", line 4  
the phrase "(mental retardation" was added after the  
word "Retardation"; line 8, "both:" was added after  
the word "include"; the remaining text will become a new  
subsection (140.648(c)(1)(A)(ii).

Section 140.648(c)(1)(A)(i) was created and reads as  
follows:

"i) an assessment of intellectual functioning as  
measured by a standardized, full scale,  
individual intelligence test such as the Standard  
Binet and WAIS-R. Such an assessment must be  
administered by a psychologist who is registered  
in Illinois under the Illinois Psychological Act



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## NOTICE OF ADOPTED AMENDMENT

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
140.488	New Section	September 7, 1990 (14 Ill. Reg. 14317)
140.523	Amendment	September 14, 1990 (14 Ill. Reg. 14681)
140.529	Amendment	July 20, 1990 (14 Ill. Reg. 11672)
140.539	Amendment	July 6, 1990 (14 Ill. Reg. 10629)
140.562	Amendment	August 31, 1990 (14 Ill. Reg. 13963)
140.569	Amendment	May 25, 1990 (14 Ill. Reg. 7834)
140.642	Amendment	March 2, 1990 (14 Ill. Reg. 3019)
140.Table A	Repealer	September 7, 1990 (14 Ill. Reg. 14317)
140.Table H	Amendment	March 2, 1990 (14 Ill. Reg. 3019)

15) Summary and Purpose of Adopted Amendments: Proposed revisions are being made to rules which relate to developmental training (DT) programs. The primary reasons for these revisions are to update the description of DT services in conformance with federal standards, and to provide a new DT reimbursement system which is largely based on the active treatment needs of each DT participant.

16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: Daniel Leikvold, Staff Attorney  
Office of the General Counsel

Address: Jesse B. Harris Building  
100 South Grand Avenue East  
Springfield, Illinois 62762-0001

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## NOTICE OF ADOPTED AMENDMENT

Telephone: (217) 782-1233

The full text of the Adopted Amendments begins on the next page:

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## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

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- 140.648 Determination of the Amount of Reimbursement for Day ~~Programming-for-the-Mentally-Retarded-Developmental Training (DT) Programs~~
- 140.649 Effective Dates of Reimbursement for Day ~~Developmental Training (DT) Programs~~
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- 140.952 Closing an ICARE Area (Recodified)
- 140.954 Administrative Review (Recodified)
- 140.956 Payments to Contracting Hospitals (Recodified)

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2483; amended at 8 III. Reg. 3012, effective February 22, 1984; amended at 8 III. Reg. 5262, effective April 9, 1984; amended at 8 III. Reg. 6785, effective April 27, 1984; amended at 8 III. Reg. 6983, effective May 9, 1984; amended at 8 III. Reg. 7258, effective May 16, 1984; emergency amendment at 8 III. Reg. 7910, effective May 22, 1984, for a maximum of 150 days; amended at 8 III. Reg. 7910, effective June 1, 1984; amended at 8 III. Reg. 10032, effective June 18, 1984; emergency amendment at 8 III. Reg. 10062, effective June 20, 1984, for a maximum of 150 days; amended at 8 III. Reg. 13343, effective July 17, 1984; amended at 8 III. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 III. Adm. Code 141 at 8 III. Reg. 16354; amended (by adding sections being codified with no substantive change) at 8 III. Reg. 17899; peremptory amendment at 8 III. Reg. 18151, effective September 18, 1984; amended at 8 III. Reg. 21629, effective October 19, 1984; peremptory amendment at 8 III. Reg. 21677, effective October 24, 1984; amended at 8 III. Reg. 22097, effective October 24, 1984; peremptory amendment at 8 III. Reg. 22155, effective October 29, 1984; amended at 8 III. Reg. 23218, effective November 20, 1984; emergency amendment at 8 III. Reg. 23721, effective November 21, 1984, for a maximum of 150 days; amended at 8 III. Reg. 25067, effective December 19, 1984; (Recodified)

TABLE A Medicare Recommended Screening Procedures (Repealed)

TABLE B Health Service Areas

TABLE C Capital Cost Areas

TABLE D Schedule of Dental Procedures

TABLE E Time Limits for Processing of Prior Approval Requests

TABLE F Podiatry Service Schedule

TABLE G Travel Distance Standards

TABLE H Areas of Major Life Activity (Emergency Expired)

TABLE I Staff Time and Allocation for Training Programs (Recodified)

TABLE J HSA Grouping

AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (II. Rev. Stat. 1989, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (III. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13)

SOURCE: Adopted at 3 III. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 III. Reg. 8374, effective July 6, 1982; emergency amendment at 6 III. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 III. Reg. 681, effective December 30, 1982; amended at 7 III. Reg. 8308, effective July 1, 1983; amended at 7 III. Reg. 8271, effective July 5, 1983; emergency amendment at 7 III. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 III. Reg. 8540, effective July 15, 1983; amended at 7 III. Reg. 9382, effective July 22, 1983; amended at 7 III. Reg. 12868, effective September 20, 1983; peremptory amendment at 7 III. Reg. 15047, effective October 31, 1983; amended at 7 III. Reg. 17358, effective December 21, 1983; amended at 8 III. Reg. 254, effective December 21, 1983; emergency amendment at 8 III. Reg. 580, effective January 1, 1984, for a maximum of 150 days; recodified at 8 III. Reg.

2483; amended at 8 III. Reg. 3012, effective February 22, 1984; amended at 8 III. Reg. 5262, effective April 9, 1984; amended at 8 III. Reg. 6785, effective April 27, 1984; amended at 8 III. Reg. 6983, effective May 9, 1984; amended at 8 III. Reg. 7258, effective May 16, 1984; emergency amendment at 8 III. Reg. 7910, effective May 22, 1984, for a maximum of 150 days; amended at 8 III. Reg. 7910, effective June 1, 1984; amended at 8 III. Reg. 10032, effective June 18, 1984; emergency amendment at 8 III. Reg. 10062, effective June 20, 1984, for a maximum of 150 days; amended at 8 III. Reg. 13343, effective July 17, 1984; amended at 8 III. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 III. Adm. Code 141 at 8 III. Reg. 16354; amended (by adding sections being codified with no substantive change) at 8 III. Reg. 17899; peremptory amendment at 8 III. Reg. 18151, effective September 18, 1984; amended at 8 III. Reg. 21629, effective October 19, 1984; peremptory amendment at 8 III. Reg. 21677, effective October 24, 1984; amended at 8 III. Reg. 22097, effective October 24, 1984; peremptory amendment at 8 III. Reg. 22155, effective October 29, 1984; amended at 8 III. Reg. 23218, effective November 20, 1984; emergency amendment at 8 III. Reg. 23721, effective November 21, 1984, for a maximum of 150 days; amended at 8 III. Reg. 25067, effective December 19, 1984; (Recodified)

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SOURCE: Adopted at 3 III. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 III. Reg. 8374, effective July 6, 1982; emergency amendment at 6 III. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 III. Reg. 681, effective December 30, 1982; amended at 7 III. Reg. 8308, effective July 1, 1983; amended at 7 III. Reg. 8271, effective July 5, 1983; emergency amendment at 7 III. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 III. Reg. 9382, effective July 22, 1983; amended at 7 III. Reg. 12868, effective September 20, 1983; peremptory amendment at 7 III. Reg. 15047, effective October 31, 1983; amended at 7 III. Reg. 17358, effective December 21, 1983; amended at 8 III. Reg. 254, effective December 21, 1983; emergency amendment at 8 III. Reg. 580, effective January 1, 1984, for a maximum of 150 days; recodified at 8 III. Reg.

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10 Ill. Reg. 11440, effective June 20, 1986; amended at 10 Ill. Reg. 14714, effective August 27, 1986; amended at 10 Ill. Reg. 15211, effective September 12, 1986; emergency amendment at 10 Ill. Reg. 16729, effective September 18, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 18808, effective October 24, 1986; amended at 10 Ill. Reg. 19742, effective November 12, 1986; amended at 10 Ill. Reg. 21784, effective December 15, 1986; amended at 11 Ill. Reg. 698, effective December 19, 1986; amended at 11 Ill. Reg. 1418, effective December 31, 1986; amended at 11 Ill. Reg. 2323, effective January 16, 1987; amended at 11 Ill. Reg. 4002, effective February 25, 1987; Section 140.71 recodified to 89 Ill. Adm. Code 141 at 11 Ill. Reg. 4302; amended at 11 Ill. Reg. 4303, effective March 6, 1987; amended at 11 Ill. Reg. 7664, effective April 15, 1987; emergency amendment at 11 Ill. Reg. 9342, effective April 20, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 9169, effective April 28, 1987; amended at 11 Ill. Reg. 10903, effective June 1, 1987; amended at 11 Ill. Reg. 11528, effective June 22, 1987; amended at 11 Ill. Reg. 12011, effective June 30, 1987; amended at 11 Ill. Reg. 12290, effective July 6, 1987; amended at 11 Ill. Reg. 14048, effective August 14, 1987; amended at 11 Ill. Reg. 14771, effective August 25, 1987; amended at 11 Ill. Reg. 16758, effective September 28, 1987; amended at 11 Ill. Reg. 17295, effective September 30, 1987; amended at 11 Ill. Reg. 18696, effective October 27, 1987; amended at 11 Ill. Reg. 20909, effective December 14, 1987; amended at 12 Ill. Reg. 916, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1960, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 5427, effective March 15, 1988; amended at 12 Ill. Reg. 6246, effective March 16, 1988; amended at 12 Ill. Reg. 6728, effective March 22, 1988; Sections 140.900 thru 140.912 and 140.Table H and 140.Table I recodified to 89 Ill. Adm. Code 147.5 thru 147.205 and 147.Table A and 147.Table B at 12 Ill. Reg. 6956; amended at 12 Ill. Reg. 6927, effective April 5, 1988; Sections 140.940 thru 140.972 recodified to 89 Ill. Adm. Code 149.5 thru 149.325 at 12 Ill. Reg. 7401; amended at 12 Ill. Reg. 7695, effective April 21, 1988; amended at 12 Ill. Reg. 10497, effective June 3, 1988; amended at 12 Ill. Reg. 10717, effective June 14, 1988; emergency amendment at 12 Ill. Reg. 11868, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12509, effective July 15, 1988; amended at 12 Ill. Reg. 14271, effective August 29, 1988; emergency amendment at 12 Ill. Reg. 16921, effective September 28, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 16738, effective October 5, 1988; amended at 12 Ill. Reg. 17879, effective October 24, 1988; amended at 12 Ill. Reg. 18198, effective November 4, 1988; amended at 12 Ill. Reg. 19396, effective November 6, 1988; amended at 12 Ill. Reg.

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19734, effective November 15, 1988; amended at 13 Ill. Reg. 125, effective January 1, 1989; amended at 13 Ill. Reg. 2475, effective February 14, 1989; amended at 13 Ill. Reg. 3069, effective February 28, 1989; amended at 13 Ill. Reg. 3351, effective March 6, 1989; amended at 13 Ill. Reg. 3917, effective March 17, 1989; amended at 13 Ill. Reg. 5115, effective April 3, 1989; amended at 13 Ill. Reg. 5718, effective April 10, 1989; Sections 140.850 thru 140.896 recodified to 89 Ill. Adm. Code 146.5 thru 146.225 at 13 Ill. Reg. 7040; amended at 13 Ill. Reg. 7025, effective April 24, 1989; amended at 13 Ill. Reg. 7786, effective May 20, 1989; Sections 140.94 thru 140.398 recodified to 89 Ill. Adm. Code 148.10 thru 148.390 at 13 Ill. Reg. 9572; emergency amendment at 13 Ill. Reg. 10977, effective July 1, 1989, for a maximum of 150 days; emergency expired November 28, 1989; amended at 13 Ill. Reg. 11516, effective July 3, 1989; amended at 13 Ill. Reg. 12119, effective July 7, 1989; Section 140.110 recodified to 89 Ill. Adm. Code 148.120 at 13 Ill. Reg. 12118; amended at 13 Ill. Reg. 12562, effective July 17, 1989; amended at 13 Ill. Reg. 14391, effective August 31, 1989; emergency amendment at 13 Ill. Reg. 15473, effective September 12, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 16992, effective October 16, 1989; amended at 14 Ill. Reg. 190, effective December 21, 1989; amended at 14 Ill. Reg. 2564, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 3241, effective February 14, 1990, for a maximum of 150 days; emergency expired July 14, 1990; amended at 14 Ill. Reg. 4543, effective March 12, 1990; emergency amendment at 14 Ill. Reg. 4577, effective March 6, 1990, for a maximum of 150 days; emergency expired August 3, 1990; emergency amendment at 14 Ill. Reg. 5575, effective April 1, 1990, for a maximum of 150 days; emergency expired August 29, 1990; emergency amendment at 14 Ill. Reg. 5865, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 7141, effective April 27, 1990; emergency amendment at 14 Ill. Reg. 7249, effective April 27, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 10062, effective June 12, 1990; amended at 14 Ill. Reg. 10409, effective June 19, 1990; emergency amendment at 14 Ill. Reg. 12082, effective July 5, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 13262, effective August 6, 1990; emergency amendment at 14 Ill. Reg. 14184, effective August 16, 1990, for a maximum of 150 days; emergency amendment at 14 Ill. Reg. 14570, effective August 22, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14826, effective August 31, 1990; amended at 14 Ill. Reg. 15366, effective September 12, 1990; amended at 14 Ill. Reg. 15981, effective September 21, 1990; amended at 14 Ill. Reg. 17279, effective October 12, 1990; amended at 14 Ill. Reg. 18508, effective October 30, 1990.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

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SUBPART E: GROUP CARE

Section 140.542 Cost Reports-Filing Requirements

Group-care Long term care (SNF/ICF) and residential (ICF/MR) facilities, and developmental training (DT) programs shall file cost reports with the Department of Public Aid in accordance with the following requirements:

- a) All schedules contained in the cost reports must be completed with the exception of those schedules specified in the cost report instructions as optional. Substitution of cost report schedules with provider records or other documents may not be made without written prior approval from the Department. Approval will be granted if the provider's documents contain the same information as the cost report schedule and the provider is not and does not anticipate serving public aid clients.
- b) The cost report is not complete until all required schedules are filed and all inquiries to the provider are satisfactorily resolved. A provider will be notified by the Department in writing when the cost report is complete.
- c) If the cost report is prepared by other than the provider's administrator or officer, the certification must be signed by the preparer as well as the officer or administrator. The preparer's declaration is based upon all information of which the preparer has any knowledge.
- d) All financial data contained in the cost report must be accounted for on the accrual basis of accounting, except that governmental institutions operating on a cash method of accounting may submit data based on such a method.
- e) Once a cost report has been correctly filed, no changes for the purpose of maximizing reimbursement shall be permitted. For example, it is not allowable to capitalize items which had been expensed on the cost report (or vice versa) unless the original method was clearly inconsistent with instructions for

NOTICE OF ADOPTED AMENDMENTS

Section 140.542 Cost Reports-Filing Requirements (Cont'd)

completion of cost reports and the Department has mandated the change.

(Source: Amended at 14 Ill. Reg. 18508, effective October 30, 1990)

Section 140.543 Time Standards for Filing Cost Reports

- a) Except as provided in subsections (b) and (c) below, the cost report must be filed within 90 days of the end of the facility's fiscal year of long term care (ICF/SNF) and residential (ICF/MR facilities and developmental training (DT) agencies. One extension up to 60 days shall be granted for circumstances which will not allow a cost report to be properly completed before the due date of the report. The written request for an extension must be submitted to the Department of Public Aid (DPA) Office of Health Finance prior to the original due date. All requests shall be judged based upon the individual circumstances to determine the length of the extension.
- b) Change of Ownership - The new owner or lessee must file a cost report 9 months after acquisition (covering the first 6 months of operation). A change of ownership is dated from the closing of the sale or from the date of the oldest lease agreement between the present incumbents of a lease. The facility must also file a cost report within 90 days of the close of its first complete fiscal year.
- 1) A change of corporate stock ownership does not constitute a change in ownership.
- 2) The Department will not recognize any subsequent transaction by the lessee as a new acquisition for purposes of capital reimbursement. Capital costs are allowed only when a facility is constructed, sold or leased for the first time. The Department will recognize the one lease as a new acquisition.
- c) New Facility - A long term care or residential facility which is licensed for the first time must file a projection of capital costs before any warrants will be released to the facility. A full cost report must be filed within 9 months after opening the



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Section 140.543 Time Standards for Filing Cost Reports  
(Cont'd)

facility (covering at least the first 6 months of operation). The facility must also file a cost report within 90 days of the close of its first complete fiscal year.

(Source: Amended at 14 Ill. Reg. 18508, effective October 30, 1990)

Section 140.544 Access to Cost Reports (Repealed)

~~Cost reports shall be available to the general public, under the following conditions:~~

- ~~a) Access to any cost report shall be granted only upon written request to the Office of Health Finance.~~
- ~~b) Information on the cost report concerning remuneration of personnel licensed, registered or certified by the Department of Registration and Education and monthly charges for an individual private resident shall not be released.~~
- ~~c) No request can seek access to more than 3 reports simultaneously.~~
- ~~d) The Office of Health Finance shall notify the facility that a request has been made for the cost report of that facility.~~
- ~~e) No report will be released sooner than 2 weeks from the date of the notification of the facility of the request.~~
- ~~f) There will be a copying fee of 35 cents per page.~~

(Source: Repealed at 14 Ill. Reg. 18508, effective October 30, 1990)

Section 140.545 Penalty for Failure to File Cost Reports

No public funds shall be expended by the Department (DPA) for the maintenance of any resident in a group care long term care of residential facility which has failed to file an annual cost report. No funds shall be expended by the Department for

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 140.545 Penalty for Failure to File Cost Reports  
(Cont'd)

developmental training (DT) services provided by any DT program which has failed to file an annual cost report.

(Source: Amended at 14 Ill. Reg. 18508, effective October 30, 1990)

Section 140.646 Reimbursement for Developmental Training for ~~the Mentally Retarded (DT) Services for~~ Individuals With Developmental Disabilities Who Reside in Long Term Care (ICF and SNF) and Residential (ICF/MR) Facilities

- a) The Department (DPA) will reimburse SNF, SNF/PED, Specialized Living Centers (SLC), ICF and ICF/MR facilities (including ICF/MR-15, Specialized Living Centers (SLC), and ICF/MR-SNF/PED) through a separate component of the per diem for DT developmental training services provided to residents who have developmental disabilities are Mentally Retarded. Such individuals would be identified as needing DT developmental training by the facility's interdisciplinary team. The facilities may contract for these services from community providers whose programs are certified by the Department of Mental Health and Developmental Disabilities (DMHDD), or may provide their own DT developmental training if the DT Developmental Training Program is certified by the Department of Mental Health and Developmental Disabilities (DMHDD), and conducted by staff of the DT program. The Developmental Training Program (DT Program Program) is defined as the distinct part of a long term care or residential facility, and/or an independent business entity certified by DMHDD to provide DT developmental training services.
- b) Funds will shall be passed through to the DT Program program within ten (10) working days of facility receipt of the payment from the Department, unless the facility itself operates the DT program. ~~The facility may not retain any part of the funds or interest on such funds for more than three days unless other written arrangements have been agreed to between the facility and the DT Program or the facility itself operates the DT Program.~~ Violation of this

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## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140.647 Description of Developmental Training (DT)  
Service Services Levels (Cont'd)

living-and-reduction-of-maladaptive-behavior. Developmental-Training-II-may-include-services designed-to-improve-an-individual's-ability-to-engage in-productive-work-activities-whose-impairment-is-so severe-as-to-make-his/her-production-capacity inconsequential-as-defined-in-29-CFR-525.2(e)(1984). Participants-in-a-Level-II-Developmental-Training program-shall-be-at-or-above-the-developmental-levels indicated-in-all-the-following-areas:

- 1) Dressing-and-grooming---At-a-minimum, person-can dress-and-groom-self-with-minimal-assistance.
- 2) Toileting---At-a-minimum, person-can-control bowel-and-bladder-functions-and-complete-all toileting-steps-with-assistance.
- 3) Eating---At-a-minimum, person-can-eat-a-meal using-simple-utensils-(spoon-and-fork)-with-few, if-any, verbal-or-physical-cues.
- 4) Language---At-a-minimum, person-can-indicate "yes"-or-"no"-in-response-to-questions, follow simple-directions, and-label-body-parts.
- 5) Reading-and-writing---At-a-minimum, person-can draw-circular-motions, and-trace-lines-and-shapes.
- 6) Quantitative---At-a-minimum, person-can discriminate-objects-on-some-characteristic-(such as-color-or-shape), sort-objects-on-some characteristic-(such-as-large-or-small), and-hand the-trainer-a-duplicate-object-from-among-three options.
- 7) Independent-living---Person-can-attend-to-a single-task-for-five-(5)-minutes-and-attempts-to accomplish-an-assigned-task-without-intentional resistance.
- 8) Maladaptive-behavior---At-a-minimum, person engages-in-maladaptive-behavior-and-receives staff-intervention-for-such-behavior-for-10%-or less-of-the-attendance-time-established-over-a

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140.647 Description of Developmental Training (DT)  
Service Services Levels (Cont'd)

period-of-three-months-or-more.--Such-behavior may-be-constructed-as-any-which-interrupts-ongoing programs-or-structured-activities, and-which-is addressed-by-a-structured-program-approved-by-the interdisciplinary-team.--Notwithstanding-this definition, maladaptive-behavior-shall-not-be construed-as-minor-or-occasional-instances-of behavior-which-would-not-ordinarily-prompt-social reprimand-or-stronger-reaction-if-committed-by non-developmentally-disabled-individuals-in comparable-or-ordinary-situations.

- e) Persons-at-or-above-the-developmental-levels appropriate-for-placement-into-a-Level-II Developmental-Training-program-shall-not-be-placed-in a-Level-I-Developmental-Training-program.
- d) Persons-at-or-above-the-developmental-levels-as defined-in-the-following-areas-have-achieved-the objectives-of-Level-II-Developmental-Training.--They should-not-be-placed-in-either-level-of-developmental training.
  - 1) Dressing-and-grooming---At-a-minimum, person-can dress-and-groom-self-with-occasional-verbal prompts.
  - 2) Toileting---At-a-minimum, person-can-toilet independently-within-his/her-place-of-residence 100-percent-of-the-time.
  - 3) Eating---At-a-minimum, person-can-eat-a-meal-with no-verbal-or-physical-cues-required.
  - 4) Language---At-a-minimum, person-can-express-self (verbally-or-with-an-alternative-communication system)-in-phrases-or-sentences, or-can-be understood-by-someone-who-knows-the-person-and use-an-understandable-language-system-across different-people, situations-and-locations.
  - 5) Reading-and-writing---At-a-minimum, person-can copy-designs-(square, circle, triangle)-from-a model, grip-pencil/pen, copy-letters-from-a model, and-copy-words-and-numbers-from-a model.

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NOTICE OF ADOPTED AMENDMENTS

Section 140.647 Description of Developmental Training (DT) Services Levels (Cont'd)

1) Developmental training refers to specific programs, interventions, therapies and activities. DT is usually conducted in nonresidential settings, but shall be conducted in residential settings for individuals having physical/medical impairments so severe that nonresidential participation is prohibited. A DT program conducted in a residential setting shall be conducted by staff of the DT program, and be certified by the Department of Mental Health and Developmental Disabilities (DMHDD) (Section 140.646(a)). Developmental training services provide continuity and integration of the individual Program Plan (IPP) as required for a continuous active treatment program for each individual (42 CFR 483.440 (1989) and 89 ILL. Adm. Code 144.25 and 144.105). DT shall also include services designed to improve an individual's ability to engage in productive work activities, whose impairment is so severe as to make the individual's production capacity inconsequential as defined in 29 CFR 525.2(c) (1984).

1) A minimum level of skill development shall not be required for entry into DT.

2) Eligibility criteria for DT services are:

A) The individual shall reside in a residential facility (ICF/MR) or a LTC facility (SNF or ICF); and

B) The individual's need for active treatment in services shall be identified as described in Section 140.642 (g) and Section 140. Table H.

c) Documentation Reports

e) 1) Determination of the level and appropriateness of developmental-training DT shall be the

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NOTICE OF ADOPTED AMENDMENTS

Section 140.647 Description of Developmental Training (DT) Services Levels (Cont'd)

6) Quantitative--At a minimum, person-identified numbers 1--20 on 100%-of-ten-(10)-ratings, and count-from-1--20-without-making-errors

7) Independent-living--At a minimum, person-gain attention-to-assignment-task-for-at-least-(30) minutes-without-prompts-and-with-look-further direction-upon-reevaluation-of-task-completion

8) Adaptable-behavior--At a minimum, person engaged-in-adaptable-behavior-and-reevaluates self-in-the-behavior-for-5%-of-gate-in-the-attendance-time-established-over-a period-of-the-behavior-moment-or-more--Such-behavior may-be-continued-as-any-which-interventions-ongoing programs-or-strengthened-activities-and-which-is addressed-by-a-strengthened-program-applied-by-the individual's-family-team--Notwithstanding-this definition, adaptable-behavior-shall-not-be considered-as-much-or-essential-standards-of-behavior-whose-not-extended-by-prompts-solely

9) Productive-employment--At a minimum, person-gain meaningful-productivity-level-of-25% or-greater-of-the-available-minimum-wage-as defined-in-Section-6-of-the-Fair-Labor-Standards Act-of-1938, 29-U.S.C.A.-206-(1978)-and-29-CFR 525.2-(e)-(1985)-and-is-a-candidate-for

detachment-by-the-interventions-team-for placement-in-a-supported-employment-program, regular-work-or-similar-vocational-employment-extended-employment--Supported-employment-is defined-as-paid-work-in-a-vacancy-of-several part-time-hours-handled-by-persons-for-whom employment-employment-employment-and-who wage-is-not-estimated-ately-at-a-nearly-who because-of-their-difficulties-and-interventions-ongoing-support-to-persons-continuing regular-work-is-employment-which-is-rehabilitative-and-physically-separated-area-that

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## NOTICE OF ADOPTED AMENDMENTS

## Section 140.647 Description of Developmental Training (DT) Service Services Levels (Cont'd)

responsibility of the facility's interdisciplinary team (IDT). The ~~interdisciplinary team (IDT)~~ shall include the ~~recipient individual~~ being served, unless clearly unable to participate; the ~~recipient's~~ individual's family, unless unable or unwilling to participate; the ~~recipient's~~ individual's legal guardian, if applicable; representatives from the various disciplines participating or proposed to participate in the provision of services to the person; and a representative from the entity or entities responsible for service delivery, including at least one representative ~~each from the facility and DT Program. (e.g., case-coordination-unit-of-DT-Program)~~. At least one member of the IDT shall be a Qualified Mental Retardation Professional (QMRP) (as defined in 42 CFR 442.401-(1984) 483.430 (1989)).

- 2) These services shall be provided under a written plan of care developed in accordance with 42 CFR 442.343(e)-and-442.456-(1984) 483.440 (1989). The plan of care shall be the one developed by the facility's IDT, and shall identify the responsibilities of the facility and DT program in executing the plan. Services provided by the facility and the DT program under the plan of care shall demonstrate an integrated and consistent approach to the goals identified by the IDT. Agreement about the IPP, assessed level of functioning, specialized service needs, and specialized equipment must be demonstrated by all IDT members, including but not limited to, representatives from the facility, the DT program, and the individual or his/her guardian.
- 3) No services shall be provided which are solely related to preparing the client for paid or unpaid employment, or with the reasonable expectation that the client would be able to currently participate in a sheltered workshop or enter the general work force within one year.
- 4) An individual shall engage in prevocational or work-related skills training. These activities shall directly address the service needs

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

## Section 140.647 Description of Developmental Training (DT) Service Services Levels (Cont'd)

identified in the plan of care, and may not be provided for the primary purpose of earning wages or increasing production rate. Such training activities must be integrated with the overall IPP and meet active treatment requirements. All activities performed as part of a production process or contract work fall within this definition.

- 3)5) Decisions about placement into developmental training DT shall be based upon a systematic assessment of the individual's developmental level in the areas identified. The assessment shall be conducted by or under the supervision of the IDT (as defined in Section 140.647(e)(1)(c)). A reassessment of the resident's individual's developmental levels and a redetermination of the appropriateness of the recipient's individual's current placement shall occur at least annually. Documentation of the recipient's individual's developmental level shall allow independent verification of the appropriateness of the placement decision by using a generally accepted assessment instrument as described in Section 140.648(c)(1)(A)(i) and (ii) and 89 Ill. Adm. Code 144.75(a)(2)(B), such as the Illinois Client Information System (ICIS). ~~Failure to provide such documentation (within 60 days of the request) shall result in withholding of payment for developmental training for the affected recipient(s) until the appropriate documentation is provided.~~
- 4) ~~A recipient may be placed in Level-II Developmental Training if the Interdisciplinary Team (as defined in Section 140.647(e)(1)) determines that a majority of applicable placement criteria have been met or exceeded. Such a determination must document how the placement best meets the overall service needs of the recipient and describe how the program will address areas of functioning that are still below levels appropriate for placement into Level-II Developmental Training. The Interdisciplinary Team (as defined in Section 140.46(e)(1)) may determine that a recipient should be placed out~~



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NOTICE OF ADOPTED AMENDMENTS

Section 140.648 Determination of the Amount of Reimbursement for Day-Programming-for-the-Mentally Retarded Developmental Training (DT) Programs (Cont'd)

~~previous-year's-monthly-cost-per-recipient-for each-level-reduced-by-non-DMHDD-State-and-federal payments,-and-increased-5%-for-inflation.--This monthly-rate-per-recipient-shall-not-be-more-than 200-dollars.~~

d) ~~Reimbursement-for-additional-recipient-enrolled-up-to the-limits-defined-in-subsections-(d)(1)-and-(d)(2) will-be-at-the-program's-current-monthly-rate-per recipient-unless-adjusted-in-accordance-with subsections-(d)(3)-through-(d)(7).~~

1) ~~When-the-number-of-additional-recipient-exceeds the-larger-of-an-increase-of-five-(5)-recipient or-110%-of-the-program's-base-utilization-level, the-monthly-rate-shall-be-adjusted-pursuant-to provisions-in-subsections-(d)(3)-through-(d)(7). "Base-utilization-level"-is-defined-as-the-total full-time-equivalent-recipient-who-were-enrolled in-the-program-July-1,-1985,-or-on-the-first service-day-of-the-first-full-month-of-the program's-operation.~~

2) ~~The-program's-monthly-rate-shall-be-adjusted-a second-time-pursuant-to-provisions-in-subsections (d)(3)-through-(d)(7)-when-utilization-exceeds the-larger-of-an-increase-of-five-(5)-recipient or-110%-of-its-"adjusted-utilization-level." "Adjusted-utilization-level"-is-defined-as-the total-full-time-equivalent-recipient-enrolled-in the-program-on-the-first-service-day-of-the-first full-month-the-rate-was-subject-to-adjustment-in accordance-with-subsection-(d)(1).~~

3) ~~Adjustments-to-the-monthly-rate-shall-be-a weighted-average-of-the-current-rate-and-the-rate for-additional-clients-calculated-according-to the-following-formula:~~

A) 
$$\frac{(n-x)r + (n_1-x)r_1}{n+n_1} = AR$$

B) Where,

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NOTICE OF ADOPTED AMENDMENTS

Section 140.648 Determination of the Amount of Reimbursement for Day-Programming-for-the-Mentally Retarded Developmental Training (DT) Programs (Cont'd)

~~n--Number-of-recipient-in-the-base-of adjusted-utilization-level,-r--Current rate,-n1--Number-of-additional-- recipient,-r1--Rate-for-additional-- recipient,-AR--Adjusted-rate-to-be-applied to-all-recipient-(n+n1)-(AR-becomes-r-- in-any-subsequent-application-of-the formula).~~

4) ~~The-rate-for-additional-recipient-(r1)-will-be-- the-previous-year's-total-program-cost-per-client as-reported-in-accordance-with-subsection (d)(5).--The-rate-for-the-additional-recipient (r1)-will-be-subject-to-the-ceiling-of-\$476.20-- for-Developmental-Training-I-and-\$405.60-for Developmental-Training-II.~~

5) ~~A-request-for-a-rate-adjustment-for-additional recipient-must-include-a-cost-report-submitted to-DMHDD-in-accordance-with-provisions-of-59-III, Adm.-Code-103.200-for-the-preceding-fiscal-year. This-end-of-the-year-cost-report-may-be supplemented-with-a-schedule-detailing-projected capital-costs.~~

6) ~~A-DT-Program-may-submit-directly-to-the Department-a-request-for-rate-adjustment-at-any time-during-the-fiscal-year-but-no-more-than-two requests-may-be-submitted-during-one-fiscal year.--A-long-term-care-facility's-request-for rate-adjustment-made-in-behalf-of-a-DT-Program not-owned-by-the-facility-will-not-be-honored unless-the-DT-Program-concurs-with-the-request.~~

7) ~~Adjusted-rates-will-be-retroactive-to-the-first day-of-the-first-whole-month-of-service-when-the number-of-recipient-enrolled-exceeded-the-limits defined-in-subsections-(d)(1)-and-(d)(2).~~

e) ~~Rates-for-new-programs-which-meet-the-certification requirements-of-Section-140.650-shall-be-the-lowest-of:~~

NOTICE OF ADOPTED AMENDMENTS

Determination of the Amount of Reimbursement for Day-Programming-for-the-Mentally Retarded Developmental Training (DT) Programs (Cont'd)

Section 140.648

client component of the staff; client ratio; summing these quotients; multiplying the sum by the aide hourly wage factor and then by 2080 (52 weeks times 40 hours per week); them multiply by 1:08 (vacation and sick time factor) to obtain a total annual direct service cost; and dividing this total by 365 days and then by the number of individuals to obtain the amount for direct services per client per day. For the calculation method and an example, see 89 ILL. Adm. Code 144.275(a)(1)(B).

2)

Qualified Mental Retardation Professional - The supervisor of active treatment services in the developmental training environment is the OMRP. To determine the reimbursement amount for OMRP supervisory staff, assume that a full-time OMRP is required for every 30 individuals who are certified for ICF/MR services. Reimbursement for OMRP services is calculated as follows: the number of OMRPs shall be obtained by dividing the number of clients in the DT program by 30; the obtained number of OMRPs is multiplied by the hourly wage factor and then by 2080 (52 weeks times 40 hours per week); and then multiply by 1.08 (vacation and sick time factor); the product is divided by 365 and then by the number of individuals.

3) Specialized Care - An amount shall be paid for clients who are in need of Specialized Care for Behavior Development Programs and/or Health and Sensory Disabilities. Complete descriptions of Specialized Care are found in 89 ILL. Adm. Code 144.125 and 144.150. Identification and validation of an individual's need for either or both categories of Specialized Care will be made during the annual IOC of the ICF/MR, SNF, or ICF where the individual resides.

A) In each category of Specialized Care, there are three levels of services. The service level for each client meeting the criteria

NOTICE OF ADOPTED AMENDMENTS

Determination of the Amount of Reimbursement for Day-Programming-for-the-Mentally Retarded Developmental Training (DT) Programs (Cont'd)

Section 140.648

of more than one service level in a category of Specialized Care shall be determined according to the one level which shall result in the greatest reimbursement amount. Reimbursement for the three levels is determined on the basis of:

- 1) Level 1 - .50 hours of Direct Service per service day.
ii) Level II - 1.0 hours of Direct Service per service day.
iii) Level III - 2.0 hours of Direct Service per service day.

per service day. Reimbursement for clients who qualify for Level III in the category of Health and Sensory Disabilities is also made for 3.0 hours of licensed nurse time, at a ratio of 1:30 per service day.

B) The reimbursement amount for Specialized Care is determined according to the calculation method in subsection (c)(1)(B).

4) Related Program Costs - These costs include program materials, equipment, consultants and similar items necessary for the individual's DT program. The amount paid per client per day is determined as follows: Add the amounts calculated for Direct Services, OMRP and Developmental Training Regional Adjuster. The Regional Adjuster for DT programs in Health Service Areas (HSA) 6, 7 and 8 is 1.2; for all other HSAs, the Regional Adjuster is 1.0. The product is then multiplied by .10.

5) Total Program Component Per Diem - The total Program Component rate shall be the sum of the amounts for the four determinants (subsection (c)(1), (2), (3) and (4)).



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NOTICE OF ADOPTED AMENDMENTS

Section 140.648 Determination of the Amount of Reimbursement for ~~Day-Programming-for-the-Mentally Retarded~~ Developmental Training (DT) Programs (Cont'd)

d) Agency Component

The Agency Component per diem will be a flat rate for costs of capital, support and transportation. Transportation is the conveyance of clients from the residential or long term care facility to the DT site, and is the responsibility of the provider of the DT program services. For clients who have special transportation needs, such as vehicles modified for wheel chairs and positioning equipment, an upward adjustment shall be made to the Agency Component per diem. Clients who require special transportation are identified according to their Specialized Care service levels, which are verified during the IOCs of their residences (facilities).

e) Total Per Diem Rate

A) The total per diem for each client is the sum of the Program Component subsection (c)(5) and the Agency Component subsection (d).

B) The per diem rate for a DT program, based on IOC information, is the mean of per diems for eligible and enrolled clients.

f) The DT Program program may appeal for redetermination of the monthly rate established by the Department within 30 days after receiving notification of the rate by submitting an application to the DMHDD IDPA. If a long term care or residential facility initiates such an appeal without the concurrence of the affected DT Program program, the appeal will not be honored. The application must identify the basis for the appeal and provide all necessary documentation to explain and justify the basis. As an example, the necessary documentation may include information as requested in Section 140.648(d). The application shall first be reviewed by the DMHDD Region Developmental Disabilities Coordinator or designee, who shall independently determine the veracity of the information contained in the application and provide a

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 140.648 Determination of the Amount of Reimbursement for ~~Day-Programming-for-the-Mentally Retarded~~ Developmental Training (DT) Programs (Cont'd)

~~written recommendation of its disposition within fifteen (15) calendar days to the Associate Director for Developmental Disabilities or designee. The Associate Director for Developmental Disabilities and the Department of Public Aid Medical Programs Administrator, or their designees, shall jointly determine the disposition of any application within 60 calendar days following its original submission, except that if additional information is required (e.g., current enrollment or clarification of the data submitted to justify the rate appeal) this period shall be extended for 30 calendar days after the information is provided. When disagreement exists, the Department of Public Aid Medical Programs Administrator shall determine the disposition of the application. Any decision to grant an application for redetermination of rates shall also identify the amount of any resulting change to the rate. Any denial of an application shall set forth the reasons for such denial. Within fifteen (15) calendar days of the receipt of written notification of the decision, the applicant may request a review of the decision by the Directors of the Department and DMHDD or their designees. Such a request must explain how the decision does not conform to the requirements governing reimbursement. The Directors, or their designees, shall jointly respond within 45 calendar days following the receipt of such a request. When disagreement exists, the Director of the Department of Public Aid shall determine the disposition of the request. All applications relative to the full fiscal year shall, if upheld, be made effective as of the first day of that fiscal year. Upheld appeals for adjustment requests for additional recipients shall be effective as described in Section 140.648(d)(7). The effective date of all other upheld appeals shall be the first day of the month following the date the application was originally submitted. Any change in a monthly rate resulting from an appeal which is later determined to have been based upon information which was inaccurate, incomplete, or fraudulent may be rescinded at any time, and all additional payments~~

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## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140.649 Effective Dates of Reimbursement for Day Developmental Training (DT) Programs  
(Cont'd.)

Enrollment Form shall specify, in accordance with instructions, the effective date of each recipient's enrollment. The Enrollment Form for each recipient shall be signed by a representative of both the facility and the DT program.

- b) In no event shall the Department provide reimbursement for ~~developmental-training~~ DT services provided by a DT Program program prior to the effective date of the recipient's enrollment.
- c) Rates determined by Section 140.648 shall be based on DT services delivered on or after January 1, 1990.

(Source: Amended at 14 Ill. Reg. 18508, effective October 30, 1990)

Section 140.650 Certification of Day Developmental Training (DT) Programs

- a) In order for a facility to qualify for reimbursement of ~~developmental-training~~ DT services, it must execute a written agreement with a DT Program program that is certified by the Department of Mental Health and Developmental Disabilities (DMHDD) in accordance with the standards set by that department.
- b) ~~DT-Programs-which-were-funded-by-a-DMHDD-grant-in-aid during-the-period-July-17-1984-to-June-30-1985,-and which-provided-services-to-residents-of-long-term-care facilities-during-this-period-shall-be-considered-to meet-the-requirements-of-this-section-for-the-period July-17-1985,-to-September-30-1985.~~
- e) ~~Accreditation-by-the-Commission-on-Accreditation-of Rehabilitation-Facilities-(CARF)-will-be-accepted-in lieu-of-DMHDD-certification-for-the-period-July-17-1985,-to-June-30-1986.~~

(Source: Amended at 14 Ill. Reg. 18508, effective October 30, 1990)

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## NOTICE OF ADOPTED AMENDMENTS

Section 140.652 Terms of Assurances and Contracts

A facility requesting reimbursement for developmental training DT services provided by a DMHDD certified DT Program program must submit to the Department an addendum to its provider agreement (Form DPA 1432) containing an assurance that the facility has a signed agreement with a certified ~~Developmental Training-Program~~ (DT) program. This agreement must specify at a minimum:

- a) the duration of the agreement;
- b) conditions under which the agreement may be terminated prematurely by either party;
- c) the number of hours per day, consistent with DMHDD certification requirements, that ~~developmental training~~ (DT) will be provided exclusive of transportation time and meal time;
- d) a schedule of the days that ~~developmental-training~~ (DT) services will be provided;
- e) the responsibilities of both parties regarding the joint planning and delivery of services and the sharing of progress notes, and
- f) the understandings agreed to by both parties regarding the documentation of attendance.

(Source: Amended at 14 Ill. Reg. 18508, effective October 30, 1990)

NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Client Financial Participation

2) Code Citation: 89 Ill. Adm. Code 562

3) Section Numbers: 562.30

Adopted Action: Amendment

4) Statutory Authority: Implementing and authorized by Sections 3(a), (b), and (k) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434(a), (b), and (k)).

5) Effective Date of Amendments: November 5, 1990

6) Does this rulemaking contain an automatic repeal date?  Yes  No

7) Does this amendment contain incorporations by reference? No

8) Date filed in Agency's Principal Office: October 29, 1990

9) Notice of Proposal Published in Illinois Register:

June 15, 1990, 14 Ill. Reg. 9379 (issue date)

10) Has JCAR issued a Statement of Objections to this (these) Rule(s)? No If answer is "Yes," please complete the following:

A) Statement of Objection: \_\_\_\_\_, Ill. Reg. \_\_\_\_\_ (issue date)

B) Agency Response: \_\_\_\_\_, Ill. Reg. \_\_\_\_\_ (issue date)

C) Date Agency Response Submitted for Approval to JCAR: \_\_\_\_\_

11) Difference(s) between proposal and final version: In accordance with the Administrative Code Division comments, the paragraph beginning with "Add etc." was labeled "(2)" and the following paragraph labeled "(3)" instead of "(2)".

NOTICE OF ADOPTED AMENDMENTS

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? No changes were necessary

13) Will this rule replace an Emergency Rule(s) currently in effect? No

14) Are there any amendments pending on this Part: No

15) Section Numbers Proposed Action Illinois Register Citation

Summary and Purpose of Rule(s): Section 562.30(a)(1) was amended to clarify evaluation of vocational rehabilitation potential as an exception to the economic needs test.

Amendments to Section 562.30(e) increased the Standard Budget Allowance in accordance with the U.S. Department of Agriculture's Income Eligibility Guidelines for Child Nutrition Program.

16) Information and answers to questions regarding this adopted rule shall be directed to:

Ms. Janice Lobb  
Regulations and Training Division  
Department of Rehabilitation Services  
P.O. Box 19429  
Springfield, Illinois 62794-9429

Telephone number: (217) 785-3896  
T.D.D.: (217) 782-5734

The full text of adopted Amendments begins on the next page:

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES  
 CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES  
 SUBCHAPTER b: VOCATIONAL REHABILITATION

PART 562  
 CLIENT FINANCIAL PARTICIPATION

## Section

- 562.10 General Applicability  
 562.20 Exclusions from Economic Needs Test  
 562.30 Financial Participation  
 562.40 Parental or Guardian Participation in Completing the Financial Analysis Form  
 562.50 Client Emancipation (Repealed)  
 562.60 Consideration of Settlements from Litigation or Other Sources  
 562.70 Refusal to Financially Participate  
 562.80 Timing of Financial Analysis  
 562.90 Annual Review of Financial Analysis  
 562.100 Exclusion for Public Aid Recipients (Repealed)  
 Table A Determination Table for Client Participation

AUTHORITY: Implementing and authorized by Sections 3(a),(b), and (k) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434(a),(b), and (k)).

SOURCE: Adopted at 9 Ill. Reg. 8763, effective June 10, 1985; amended at 11 Ill. Reg. 4021, effective February 18, 1987; amended at 11 Ill. Reg. 15223, effective August 31, 1987; amended at 11 Ill. Reg. 19127, effective November 9, 1987; amended at 12 Ill. Reg. 20827, effective November 30, 1988; amended at 13 Ill. Reg. 2866, effective February 17, 1989; amended at 14 Ill. Reg. 1466, effective January 8, 1990; amended at 14 Ill. Reg. 18555, effective Nov. 5, 1990.

## Section 562.30 Financial Participation

- a) If the economic needs test has not been presumptively met, a financial analysis to evaluate the financial ability of the client, or client's family, to share in the purchase of vocational rehabilitation services shall be applied to all Department of Rehabilitation Services (DORS) services (as contained in 89 Ill. Adm. Code: Chapter IV, Subchapter b, "Vocational Rehabilitation (VR)) except the following:

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- 1) evaluation of rehabilitation potential, (although VR services other than diagnostic services provided during extended evaluation require application of the financial analysis),
  - 2) counseling, guidance, referral and placement (89 Ill. Adm. Code 612),
  - 3) interpreter, reader, attendant, and notetaker services,
  - 4) fees for work adjustment training (89 Ill. Adm. Code 530.130(c)), including the work/study component of the nine month hearing impaired pre-vocational program at Northern Illinois University,
  - 5) fees for on-the-job training (OJT),
  - 6) services provided through the supported employment program (89 Ill. Adm. Code 530.130(a)(2)(B))(e.g., job coaching), and
  - 7) "maintenance" (89 Ill. Adm. Code 602) and "other services" (89 Ill. Adm. Code 607) which are in support of an exempt service specified in subsections (a)(1) through (4) above.
- b) When the financial analysis indicates that the client or spouse, or parents or guardians of minor children are able to financially participate in the client's program, their participation is required.
- c) The financial analysis is based upon net available income, which is the client's and/or family unit's total income, minus total outgo.
- 1) Total income equals earned and unearned income plus any increases or decreases expected by the client for the twelve (12) months following completion of the Financial Analysis form (IL488-0265).
  - 2) Total outgo equals the Standard Budget Allowance plus unusual allowable expenses which the client expects to pay within the twelve (12) months following the completion of the Financial Analysis form.

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## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Individualized Written Rehabilitation Program
- 2) Code Citation: 89 Ill. Adm. Code 572
- 3) Section Numbers: 572.60  
572.90  
Adopted Action: Amendment  
Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 3(a), (b), and (k) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, par. 3434(a), (b) and (k)).
- 5) Effective Date of Amendments: November 5, 1990
- 6) Does this rulemaking contain an automatic repeal date?  
 Yes  No
- 7) Does this amendment contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: October 29, 1990
- 9) Notice of Proposal Published in Illinois Register:  
April 27, 1990, 14 Ill. Reg. 5969  
(issue date)
- 10) Has JCAR Issued a Statement of Objections to this (these) Rule(s)? No If answer is "yes," please complete the following:
  - A) Statement of Objection: \_\_\_\_\_, \_\_\_\_\_ Ill. Reg. \_\_\_\_\_  
(issue date)
  - B) Agency Response: \_\_\_\_\_, \_\_\_\_\_ Ill. Reg. \_\_\_\_\_  
(issue date)
  - C) Date Agency Response Submitted for Approval to JCAR:
- 11) Difference(s) between proposal and final version:  
Quotations marks were deleted from "Vocational Rehabilitation" in Section 572.60(b), as requested by the Administrative Code Division. Pursuant to agreements made with the Joint Committee, the following changes have been made:

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Section 572.60(b) was modified by changing "must" to "shall" in the second sentence and adding "(e.g., the aspects of a severe disability which limit an individual's capacities in the function(s) of mobility, communication, self-care, self direction, interpersonal skill, work tolerance and/or work skills as it relates to employment)" after "functional limitations".

Section 572.60(g) was modified by adding "(e.g., physician licensed pursuant to the Illinois Medical Practice Act (Ill. Rev. Stat. 1989, ch. 111, par. 4401 et seq.))" after "licensed medical professional"; deleting "appropriately"; and changing "an" to "a".

The second "will" was changed to "shall" in Section 572.60(1).

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR?  
Yes
- 13) Will this rule replace an Emergency Rule(s) currently in effect? No
- 14) Are there any amendments pending on this Part: No  
Section Numbers Proposed Action Illinois Register Citation
- 15) Summary and Purpose of Rule(s): An amendment to Section 572.60(b) emphasizes that vocational objectives must be consistent with the functional limitations determined from the eligibility determination.  
  
Section 572.60(d) was amended to add that VR funding for services for cases with a supported employment goal may be provided for no longer than 18 months.  
  
An amendment to Section 572.60(g) specifies that similar benefits must be used unless a client is at extreme medical risk and a search for similar benefits would delay services.  
  
"Management Control Project" has been deleted from a reference to Post Employment Services in Section 572.60(k).  
  
Section 572.60(1) has been added to list the identity of the provider of the extended services on the IWRP, if a client will need such services after case closure.

NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES  
CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES  
SUBCHAPTER b: VOCATIONAL REHABILITATION

PART 572  
INDIVIDUALIZED WRITTEN REHABILITATION PROGRAM

Section	572.10	General Applicability
	572.20	Commencement of the IWRP
	572.40	Coordination of the IWRP with an individualized
	572.50	General Information on IWRP Development and
		Implementation
	572.60	Contents of the IWRP
	572.70	Services to Families
	572.80	IWRP Amendments
	572.90	Notice of Changes to the IWRP
	572.100	Case File Documentation
	572.200	Reporting of Client Participation

AUTHORITY: Implementing and authorized by Sections 3(a),(b), and (k) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434(a),(b), and (k))

SOURCE: Adopted at 9 Ill. Reg. 8801, effective June 10, 1985; amended at 11 Ill. Reg. 5144, effective March 17, 1987; amended at 14 Ill. Reg. 18561, effective November 5, 1990

Section 572.60 Contents of the IWRP

The IWRP shall contain the following elements:

- a) the basis on which a determination of eligibility (89 Ill. Adm. Code 552.30(a)) or the need for extended evaluation (89 Ill. Adm. Code 552.80(a)(1)) was made,

- b) a vocational goal and the objectives within the scope of 89 Ill. Adm. Code Chapter IV, Subchapter b "Vocational Rehabilitation" established to meet that goal (the counselor must provide a written rationale for the vocational goal). The objectives shall be consistent with the functional limitations (e.g., the aspects of a severe disability which limit an individual's capacities in the function(s) of mobility, communication, self-care, self-direction, interpersonal skill, work tolerance and/or work skills as it relates to employment) from the eligibility determination

NOTICE OF ADOPTED AMENDMENTS

Section 572.90 was amended to promulgate a policy change in which requires that a client be given notice of a change in his/her IWRP 15 working days (instead of 10) prior to the effective date of the change.

Reference is made to 89 Ill. Adm. Code 510.60(c) to indicate the items contained in the notification.

- 16) Information and answers to questions regarding this adopted rule shall be directed to:

Ms. Janice Lobb  
Regulations and Training Division  
Department of Rehabilitation Services  
P.O. Box 19429  
Springfield, Illinois 62794-9429  
Telephone number: (217) 785-3896  
T.D.D.: (217) 782-5734

The full text of Adopted Amendments begins on the next page:



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(within the scope of 89 Ill. Adm. Code: Chapter IV, Subchapter b Vocational Rehabilitation);

- c) specific services to be provided to achieve the objectives,
- d) beginning and ending dates for each service. For any cases with a supported employment goal, Vocational Rehabilitation (VR) funding, per 34 CFR 363.7 (1987), for services can be provided for a maximum cumulative period of 18 months from initial date of placement,
- e) a procedure and schedule for monitoring progress toward achieving objectives, based upon objective criteria, and a record of these evaluations. Counselors shall insure that the IWRP is reviewed at least annually with documentation that the client was involved, indicated by the signature of the client or representative appointed by the client on the IWRP amendment or a notation in the client's case file by the counselor, stating that the client was involved in a conversation with the counselor regarding the IWRP,
- f) the client's views regarding the goals, objectives, and services,
- g) the terms and conditions for the provision of services, including the client's responsibilities, the extent of client participation in service cost, and the use of similar benefits (as set forth in 89 Ill. Adm. Code 567 "Similar Benefits - Management Control Project"). Similar benefits must be used unless a search for similar benefits would delay the provision of VR services to a client who is at extreme medical risk, based upon medical evidence provided by a licensed medical professional (e.g., physician licensed pursuant to the Illinois Medical Practice Act (Ill. Rev. Stat. 1989, ch. 111, par. 4401 et seq.)), insofar as they are adequate and do not interfere with achieving the rehabilitation objective of the individual.
- h) client responsibilities, notation of client views, and the client's signature evidencing participation in the development and/or amendment of the Individualized Written Rehabilitation Program (IWRP). If client views or signature are not present, there must be a notation on the IWRP as to the reason for their absence.

## DEPARTMENT OF REHABILITATION SERVICES

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- i) an assurance that the client has been informed of his/her right to appeal and the availability of the Client Assistance Program (CAP),
- j) the basis on which the individual has been determined rehabilitated, for any case which has been closed rehabilitated,
- k) any plans and justification and plans for the provision of post-employment services (as set forth in 89 Ill. Adm. Code 622 "Post-Employment Services - Management Control Project"), and
- l) the name of the state, federal or private entity that shall provide extended services, if the client will need such services after case closure.

(Source: Amended at 14 Ill. Reg. 18561, effective Nov. 5, 1990)

## Section 572.90 Notice of Changes to the IWRP

Adequate, and timely notification of any DORS - initiated change to the IWRP must be provided to the client. Such notification must be made in writing at least 10 15 work days prior to the effective date of change to the IWRP unless the client has signed the IWRP indicating agreement with the change. The notification must state the items contained in 89 Ill. Adm. Code 510.60(c).

- a) the basis for the intended action;
- b) the effective date of the action;
- c) the right to appeal the decision; and
- d) the specific means (including time frames) to do so per 89 Ill. Adm. Code 512 "Administrative Reviews and Fair Hearings - Management Control Project".

(Source: Amended at 14 Ill. Reg. 18561, effective November 5, 1990)

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## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED RULES .

- A) cooperative efforts with the existing network of service agencies or the community,
  - B) the credibility of the agency, as determined by community responses to inquiries,
  - C) the outreach efforts and response to community needs by the agency,
  - D) the agency's endorsement of the Lekotek philosophy, and
  - E) the agency's contribution towards project maintenance.
- 4) Section 899.30(a) was rewritten to read "a review of the criteria in Section 899.20(b)(2)."
  - 5) The language "(e.g. a fully funded site will serve 60-70 families per year; a satellite will serve 35-40 families)" was added after the word "served" in Section 899.30(b).
  - 6) Section 899.30 was rewritten to read as follows "DORS in consultation with the NLC shall determine the geographical need for Lekotek centers based upon".
  - 7) Section 899.40(b) was rewritten to read as follows:
    - b) the conditions set forth in the National Lekotek Center's licensing agreement, which require:
      - 1) that the center acknowledges NLC's exclusive right, title and interest in and to the marks (i.e. the name "Lekotek" and the "BlockLogo") and agrees not to contest the validity of the marks of "NLC's ownership thereof and agrees not to be a party, directly or indirectly, to any act disputing the validity or ownership of the marks, or tending to impair the value of the marks or th good will associated therewith;

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED RULES

- 2) that the center will become qualified for not-for-profit status under the regulations of the Internal Revenue Service, 26 U.S.C. 501(c);
- 3) that the center will abide by the Lekotek Manual;
- 4) that the center agrees any and all personnel dealing directly with children and families in teaching, leading or instructional situations must be certified as Lekotek Leaders by NLC;
- 5) that the client intake procedures approved by NLC will be followed;
- 6) that NLC's Lekotek Library system, or any other system approved by NLC will be used to maintain the center's library inventory, and that an inventory of library materials will be made at least once a year;
- 7) that the center will submit a written report containing information on the operations of the center to NLC on semi-annual basis;
- 8) that the center consents to periodic evaluation visits by NLC upon reasonable advance notice;
- 9) that all advertising and promotional material shall be of a style, appearance, and quality consistent and commensurate with NLC's reputation and shall be suitable for public distribution;
- 10) that the center shall automatically become a member of the National Council of Lekoteks;

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- 11) that the center will pay NLC an annual assessment;
- 12) that the center shall acquire and maintain insurance from a nationally recognized insurance company which encompasses not only normal and bodily injury and property damage, but also contractual liability coverage for all obligations assumed by the center;
- 13) that the center agrees to indemnification stipulations;
- 14) that the center will promptly communicate to NLC all games, ideas, inventions or designs which it develops, creates and uses in rendering its services under the marks and in connection with the agreement signed by NLC and the center;
- 15) that the center will notify NLC any time it becomes aware of use by a third party of the marks;
- 16) that the center will keep accurate books of account and records covering all financial transactions relating to its operation under the license granted by the NLC.

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- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR?  
Yes
- 13) Will this rule replace an Emergency Rule(s) currently in effect? No
- 14) Are there any amendments pending on this Part: No  
Section Numbers Proposed Action Illinois Register Citation
- 15) Summary and Purpose of Rule(s): Part 899 promulgates DOR's policies for the establishment of Lokoteks.
- 16) Information and answers to questions regarding this adopted rule shall be directed to:

The full text of Adopted Rule(s) begins on the next page:

Ms. Janice Lobb  
 Regulations and Training Division  
 Department of Rehabilitation Services  
 P.O. Box 19429  
 Springfield, Illinois 62794-9429  
 Telephone number: (217) 785-3896  
 T.D.D.: (217) 782-5734

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED RULES

CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES  
SUBCHAPTER h: MISCELLANEOUS PROGRAMSPART 899  
LEKOTEKS

## Section

- 899.10 Purpose  
899.20 Selection Criteria  
899.30 Determination of Geographical Need  
899.40 Conditions of Contract

AUTHORITY: Implementing and authorized by Sections 3(k) and 3c of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434(k) and 3434c.)

SOURCE: Adopted at 14 Ill. Reg. 18567, effective November 5, 1990.

NOTE: Statutory language is denoted by capital letters.

## Section 899.10 Purpose

THE DEPARTMENT of Rehabilitation Services (DORS) SHALL ENTER INTO CONTRACTS WITH PUBLIC OR PRIVATE AGENCIES FOR THE ESTABLISHMENT AND CONTINUED SUPPORT OF RESOURCE, TRAINING AND COUNSELING CENTERS FOR FAMILIES WITH CHILDREN WITH SPECIAL NEEDS. THESE CENTERS SHALL BE KNOWN AS LEKOTEKS. (Section 3c of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434c.))

## Section 899.20 Selection Criteria

- a) DORS shall enter into contracts to establish or expand services (e.g. family counseling, loaning of toys and resources to families, providing referral information to families) offered by Lekotek centers or satellite offices based upon the availability of state funds.
- b) DORS shall only enter into contracts for the purpose of establishing Lekotek centers with those agencies which are:
- 1) licensed by the National Lekotek Center (NLC), and

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED RULES

- 2) located in geographical areas designated by DORS in consultation with the NLC as being in need of Lekotek centers, based upon an agency's proposal which complies with Lekotek Manual (July, 1989), National Lekotek Center, 2100 Ridge Avenue, Evanston, Illinois 60204; with no later editions or amendments. The proposal shall also indicate:

- A) cooperative efforts with the existing network of service agencies or the community,
- B) the credibility of the agency, as determined by community responses to inquiries,
- C) the outreach efforts and response to community needs by the agency,
- D) the agency's endorsement of the Lekotek philosophy, and
- E) the agency's contribution towards project maintenance.

- c) The NLC will license an agency submitting an application for licensure, which is reviewed by the staff and trustees of the NLC. The agency must:
  - 1) be a non-profit agency in good standing or a unit of local government,
  - 2) provide evidence of a philosophy that is consistent with the NLC's,
  - 3) agree to adhere to the established guidelines of the NLC for delivery of Lekotek services, and
  - 4) provide evidence of sound fiscal status and financial commitment to the operation of the Lekotek program.

## Section 899.30 Determination of Geographical Need

DORS in consultation with the NLC shall determine the geographical need for Lekotek centers based upon:

- a) a review of the criteria in Section 899.20(b)(2),
- b) the size of the population to be served (e.g., a fully funded site will serve 60-70 families per year; a satellite will serve 35-40 families).

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## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Prescreening and Eligibility
- 2) Code Citation: 89 Ill. Adm. Code 690
- 3) Section Numbers: Adopted Action:  
690.100 Amendment
- 4) Statutory Authority: Section 3(g) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, par. 3434(g)).
- 5) Effective Date of Amendments: November 5, 1990
- 6) Does this rulemaking contain an automatic repeal date?  
 Yes  No
- 7) Does this amendment contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: October 29, 1990
- 9) Notice of Proposal Published in Illinois Register:  
June 15, 1990, 14 Ill. Reg. 9397  
(issue date)
- 10) Has JCAR Issued a Statement of Objections to this (these) Rule(s)? No If answer is "yes," please complete the following:
  - A) Statement of Objection: \_\_\_\_\_, \_\_\_ Ill. Reg. \_\_\_  
(issue date)
  - B) Agency Response: \_\_\_\_\_, \_\_\_ Ill. Reg. \_\_\_  
(issue date)
  - C) Date Agency Response Submitted for Approval to JCAR:
- 11) Difference(s) between proposal and final version: No differences
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR?  
No changes were necessary
- 13) Will this rule replace an Emergency Rule(s) currently in effect? No

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- 14) Are there any amendments pending on this Part: No  
Section Numbers Proposed Action Illinois Register Citation
- 15) Summary and Purpose of Rule(s): Section 690.100(d) was amended to reflect changes in the points required on the Determination of Need which is used to determine the individual's need for long term care.
- 16) Information and answers to questions regarding this adopted rule shall be directed to:  
  
Ms. Janice Lobb  
Regulations and Training Division  
Department of Rehabilitation Services  
P.O. Box 19429  
Springfield, Illinois 62794-9429  
  
Telephone number: (217) 785-3896  
T.D.D.: (217) 782-5734

The full text of Adopted Amendments begins on the next page:

NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES  
CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES  
SUBCHAPTER 4: HOME SERVICES PROGRAM

PART 690

PRESCREENING AND ELIGIBILITY DETERMINATION PROCESSES

Section  
690.100 Nursing Home Prescreening  
690.200 Program Eligibility Determination  
690.300 Verification of Eligibility Factors  
690.400 Eligibility Period

AUTHORITY: Section 3(g) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, par. 3434(g)).

SOURCE: Adopted and codified at 7 Ill. Reg. 8923, effective July 18, 1983; amended at 14 Ill. Reg. 18577, effective November 5, 1990

Section 690.100 Nursing Home Prescreening

Per Department of Public Aid rules (89 Ill. Adm. Code 140.642), effective July, 1983, all individuals age 21 and older who may be placed in Medicaid funded intermediate (ICF) or skilled nursing (SNF) long-term care facilities must be prescreened prior to Illinois Department of Public Aid (DPA) authorization of payment for care. Prescreening is the process whereby an individual is assessed to determine if the individual is in need of ICF or SNF level long-term care, and if so, if that care could be cost-effectively provided in the individual's home through the provision of the proper level of in-home services, or if the individual's only long-term care alternative is placement in an ICF or SNF long-term care facility. Individuals who are potentially eligible for both in-home care (Home Services Program - HSP) and nursing home care (NHC) may then choose between these alternatives.

DORS is specifically responsible for the prescreening of disabled individuals age 21 through 59 who are recommended by their physician for placement in an ICF or SNF Medicaid-funded nursing home, or who seek such placement or are at risk of such placement in the near future. Individuals who are not required to undergo prescreening include: those who will pay for nursing home care with financial resources other than Medicaid funds for more than 60 days; those who are transferring

NOTICE OF ADOPTED AMENDMENTS

from one nursing home to another; those who are returning to a nursing home after an absence of less than 60 days; and those who are returning to a nursing home after an absence of more than 60 days where the absence was necessary to receive medical services. Individuals not required to undergo prescreening may be referred to HSP through established HSP application and eligibility determination procedures.

Individuals to be prescreened may be hospitalized at the time or may be living in the community. Therefore, prescreening may require a cooperative effort between HSP staff and hospital, nursing home, and/or community health care professionals including physicians, as appropriate. However, the certification that prescreening has been accomplished for the DORS prescreening population must be completed by DORS staff or their designees.

Prescreening does not necessarily require application to, nor eligibility determination for, HSP. The only requirement for prescreening is that the determination of Need for Long-Term Care (DON) form (see 89 Ill. Adm. Code 685.500) be completed. An application for HSP, and an eligibility determination for HSP in whole or part, need to be completed only insofar as an individual is interested in pursuing HSP eligibility as an alternative to NHC. Therefore, depending on the individual's choice, and on the individual's suitability for HSP, the prescreening process may be variable.

The DON assessment is utilized to determine the individual's need for long-term care, and is also part of the HSP eligibility determination. Individuals who on the DON, score at least 29 points total, with at least 15 of those points on Part A, are considered to be in need of long-term care at an ICF or SNF level. If they choose, these individuals may then be assessed as to potential for HSP eligibility which includes the feasibility of developing an adequate, individualized HSP service plan for less than or equal to the individualized projected cost of institutionalization. The client's physician must certify either that the client may be served safely at home, if eligible for Home Services, or that the client requires nursing home care and cannot be served in the home. Individuals whose scoring on the DON does not indicate a need for





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## DEPARTMENT OF REHABILITATION SERVICES

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Authorization of Services (IL488-1844) forms for payment for the first month of service; one for the first day service is provided through the 15th of the month; the other from the 16th of the month to the end of the month. Thereafter the Personal Assistant shall submit an Authorization of Services for payment once a month for all services rendered during that month.

- c) Homemaker services may be provided only by employees of Homemaker agencies with whom DORS has a contract and are paid at no more than the maximum rate established for each agency as described for non-institutional rates in 89 Ill. Adm. Code 356. These individuals are trained and professionally supervised.
- d) Maintenance Home Health Services
- 1) Maintenance Home Health services may be provided only by personnel who are specially licensed or certified by the Illinois Departments of Professional Regulation or Public Health, as applicable, including nurses, therapists and home health aides. This service will be purchased through Medicare/Medicaid approved Home Health agencies, if available, at no more than the approved Medicare/Medicaid rates set for each agency by the Department of Public Aid.
  - 2) Maintenance Home Health services may be provided by individuals who are not Medicaid approved providers (see 42 CFR 440.70, October, 1982) unless the client is eligible for available Medicaid paid Home Health service. However, DORS will first attempt to secure Home Health Service providers which are Medicaid approved. An individual provider must be able to provide the local office staff with a certification from a training program recognized by the certifying State of Illinois Department or with a license, as appropriate to the type of Home Health Service provider needed. The individual provider is then paid at no more than the prevailing local rate as determined by the local Home Health agency or hospital. If the individual provider cannot demonstrate that a recognized training program has been completed to qualify the individual provider to be a Home Health provider, the individual provider may not provide Maintenance Home Health

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

services. Individual Home Health providers will only be used when agency Home Health services are not available and/or when an individual provider is less costly than an agency provider.

- e) Home delivered meals are generally provided by volunteers working through agencies such as the Red Cross or local hospitals. Prevailing local rates are to be paid insofar as the home delivered meals service agency provides the service needed by the client at a cost which is less than that which would otherwise be paid to a Personal Assistant or another home delivered meals service agency to perform the same service.
- f) Electronic Home Response Services are provided through hospitals or through community service agencies and utilize some form of electrical or electronic alerting device which is monitored by the agency providing this service. Emergency health care professionals then respond if signaled by the client. Prevailing local rates are to be paid insofar as the electronic home response service agency provides the service needed by the client at a cost which is less than that which would otherwise be paid for Personal Assistant Service or for other electronic home response services. When it is cost effective to do so, this service may instead be provided through the use of burglar or fire alarms which have a communication link with local fire or police stations or into private concerns operating this type of system; also paid at prevailing rates as above.
- g) Respite Services
- 1) Respite Services shall be provided by Personal Assistants, Homemakers, or Maintenance Home Health services, based on the client's need (as established by the Determination of Need in 89 Ill. Adm. Code 685 and in accordance with Section 700.300(f)).
  - 2) Respite Services are paid at the same rate as regular services. There is no cost share for Respite Services regardless of family or individual income.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF EMERGENCY AMENDMENTS

1) Heading of the Part:

The Illinois Formulary for the Drug Product Selection Program

2) Code Citation: 77 Ill. Adm. Code 790

3) Section Numbers: Emergency Action:

Amendment	790.1127
Amendment	790.1131
New Section	790.1390
Amendment	790.1423
Amendment	790.1685
Amendment	790.1950
Amendment	790.1960
Amendment	790.2155
Amendment	790.2465
Amendment	790.2617
Amendment	790.2618
New Section	790.2645
New Section	790.2655
Repealer	790.2660
Amendment	790.2662
Amendment	790.3027
Amendment	790.3220
Amendment	790.3335
Amendment	790.3350
Amendment	790.3914
New Section	790.4384
Amendment	790.4720
Amendment	790.4725
Amendment	790.4728
New Section	790.5030
Amendment	790.5300
Amendment	790.5320
New Section	790.6430
Amendment	790.7160
Amendment	790.7280
Amendment	790.8015
Amendment	790.9048

4) Statutory Authority:

Implementing and authorized by Section 3.14 of the Illinois Food, Drug and Cosmetic Act (111. Rev. Stat. 1989, ch. 56 1/2, par. 503.14) and Section 25 of the Pharmacy Practice Act (111. Rev. Stat. 1989, ch. 111, par. 4145).

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF ADOPTED AMENDMENTS

3) Respite Services may be used in weekly increments but for a total of no more than 240 hours per fiscal year, provided it does not exceed the service cost maximum (89 Ill. Adm. Code 685) for the client.

(Source: Amended at 14 Ill. Reg. 18582 effective November 5, 1990)

## DEPARTMENT OF PUBLIC HEALTH

## NOTICE OF EMERGENCY AMENDMENTS

- 5) Effective Date of Amendments: November 9, 1990
- 6) If this emergency rule is to expire before the end of the 150-day period, please specify the date on which it is to expire: Not applicable.

7) Date Filed in Agency's Principal Office: November 9, 1990

8) Reason for Emergency:

The Illinois Food, Drug and Cosmetic Act (ch. 56 1/2, par. 503.14) and the Administrative Procedure Act (ch. 127, par. 1005.02), as amended by Public Act 85-451, specifically authorize the Department to implement this rulemaking pursuant to emergency rulemaking.

9) A Complete Description of the Subjects and Issues Involved:

Through this emergency rulemaking, the Illinois Department of Public Health amends various sections of the Illinois Formulary for the Drug Product Selection Program. Several new generic entities have also been concurrently included. These changes have been recommended by the Technical Advisory Council for the Drug Product Selection Program and have been published in the Eleventh Edition, Third Supplement of the Illinois Formulary.

This rulemaking will allow consumers and third party fiscal intermediaries (including the Department of Public Aid) to save money when purchasing or reimbursing prescription drug products. Drug purchases made by the Department of Corrections and the Department of Mental Health and Developmental Disabilities may also experience some savings. Pharmacies may have increased sales of generic drug products as approved in the Illinois Formulary.

10) Are there any other Proposed Amendments Pending on this Part? Yes.

Section Numbers	Proposed Action	Ill. Reg. Citation
790.740	Amendment	14 Ill. Reg. 13133
790.910	Amendment	14 Ill. Reg. 13133
790.2465	Amendment	14 Ill. Reg. 13133
790.2617	Amendment	14 Ill. Reg. 13133
790.2662	Amendment	14 Ill. Reg. 13133
790.3315	Amendment	14 Ill. Reg. 13133
790.3904	New Section	14 Ill. Reg. 13133
790.3914	New Section	14 Ill. Reg. 13133
790.5320	Amendment	14 Ill. Reg. 13133
790.5792	Amendment	14 Ill. Reg. 13133
790.5940	Amendment	14 Ill. Reg. 13133

## DEPARTMENT OF PUBLIC HEALTH

## NOTICE OF EMERGENCY AMENDMENTS

790.6610	Amendment	14 Ill. Reg. 13133
790.6670	Amendment	14 Ill. Reg. 13133
790.6875	Amendment	14 Ill. Reg. 13133
790.6895	Amendment	14 Ill. Reg. 13133
790.7130	Amendment	14 Ill. Reg. 13133
790.7229	Amendment	14 Ill. Reg. 13133
790.7400	Amendment	14 Ill. Reg. 13133
790.8180	Amendment	14 Ill. Reg. 13133
790.8940	Amendment	14 Ill. Reg. 13133
790.9084	Amendment	14 Ill. Reg. 13133
790.9500	Amendment	14 Ill. Reg. 13133

There is still an emergency in effect on Sections 790.2465, 790.2617, 790.2662, 790.3914 and 790.5320 which is not affected by this set of emergency amendments. The emergency amendments appear at 14 Ill. Reg. 13325, effective August 10, 1990, for a maximum of 150 days. The copies filed in the Administrative Code Unit reflect both emergency rules.

11) Statement of Statewide Policy Objectives:

This rulemaking neither creates nor expands a State mandate.

12) Information and questions regarding this amendment shall be directed to:

Interested persons may present their comments concerning these rules by writing to Mr. Robert John Kane, Division of Governmental Affairs, Illinois Department of Public Health, 535 West Jefferson, Fifth Floor Springfield, Illinois 62761.

The full text of the Emergency Amendments begins on the next page:

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## DEPARTMENT OF PUBLIC HEALTH

## NOTICE OF EMERGENCY AMENDMENTS

790.1360 ASPIRIN; MEPROBAMATE  
 790.1380 ASPIRIN; METHOCARBAMOL  
 790.1386 ASPIRIN; OXYCODONE HYDROCHLORIDE; OXYCODONE TEREPHTHALATE  
 790.1390 ATENOLOL; CHLORTHALIDONE  
 EMERGENCY  
 790.1418 ATROPINE  
 790.1420 ATROPINE SULFATE; DIPHENOXYLATE HYDROCHLORIDE  
 790.1423 ATROPINE SULFATE; HYOSCYAMINE; PHENOBARBITAL; SCOPOLAMINE  
 EMERGENCY  
 790.1425 ATROPINE SULFATE; MEPERIDINE HYDROCHLORIDE  
 790.1440 AZATHIOPRINE SODIUM  
 790.1460 BACITRACIN  
 790.1490 BACITRACIN ZINC; HYDROCORTISONE; NEOMYCIN SULFATE; POLYMYXIN B  
 SULFATE  
 790.1500 BACITRACIN ZINC; NEOMYCIN SULFATE; POLYMYXIN B SULFATE  
 790.1540 BACITRACIN ZINC; POLYMYXIN B SULFATE  
 790.1560 BACLOFEN  
 790.1570 BENZTROPINE MESYLATE  
 790.1577 BETAMETHASONE DIPROPIONATE  
 790.1580 BETAMETHASONE SODIUM PHOSPHATE  
 790.1620 BETAMETHASONE VALERATE  
 790.1660 BETHANECHOL CHLORIDE  
 790.1685 BRETILIUM TOSYLATE  
 EMERGENCY  
 790.1686 BRETILIUM TOSYLATE; DEXTROSE  
 790.1697 BROMODIPHENHYDRAMINE HYDROCHLORIDE; CODEINE PHOSPHATE  
 790.1700 BROMPHENIRAMINE MALEATE  
 790.1706 BROMPHENIRAMINE MALEATE; CODEINE PHOSPHATE;  
 PHENYLPROPANOLAMINE HYDROCHLORIDE  
 790.1708 BROMPHENIRAMINE MALEATE; DEXTROMETHORPHAN HYDROBROMIDE;  
 PSEUDOEPHEDRINE HYDROCHLORIDE  
 790.1710 BROMPHENIRAMINE MALEATE; PHENYLPROPANOLAMINE HYDROCHLORIDE  
 790.1719 BUPIVACAINE HYDROCHLORIDE  
 790.1721 BUPIVACAINE HYDROCHLORIDE; EPINEPHRINE BITARTRATE  
 790.1740 BUTABARBITAL SODIUM  
 790.1780 CAFFEINE; CARISOPRODOL; PHENACETIN (Repealed)  
 790.1820 CAFFEINE; ERGOTAMINE TARTRATE  
 790.1842 CALCIUM CHLORIDE; DEXTROSE; MAGNESIUM CHLORIDE; SODIUM  
 CHLORIDE; SODIUM LACTATE  
 790.1846 CALCIUM CHLORIDE; DEXTROSE; POTASSIUM CHLORIDE; SODIUM CHLORIDE  
 790.1848 CALCIUM CHLORIDE; DEXTROSE; POTASSIUM CHLORIDE; SODIUM  
 CHLORIDE; SODIUM LACTATE  
 790.1856 CALCIUM CHLORIDE; POTASSIUM CHLORIDE; SODIUM CHLORIDE  
 790.1858 CALCIUM CHLORIDE; POTASSIUM CHLORIDE; SODIUM CHLORIDE; SODIUM  
 LACTATE  
 790.1860 CALCIUM GLUCEPTATE  
 790.1900 CANDICIDIN (Repealed)

## DEPARTMENT OF PUBLIC HEALTH

## NOTICE OF EMERGENCY AMENDMENTS

790.1930 CARBAMAZEPINE  
 790.1940 CARBENICILLIN DISODIUM  
 790.1950 CARBINOXAMINE MALEATE; DEXTROMETHORPHAN HYDROBROMIDE;  
 EMERGENCY  
 790.1960 PSEUDOEPHEDRINE HYDROCHLORIDE  
 CARBINOXAMINE MALEATE; PSEUDOEPHEDRINE HYDROCHLORIDE  
 EMERGENCY  
 790.1980 CARISOPRODOL  
 790.2020 CEFADROXIL MONOHYDRATE  
 790.2060 CEFAZOLIN SODIUM  
 790.2084 CEFTAZIDIME  
 790.2092 CEFUROXIME SODIUM  
 790.2097 CEPHALEXIN  
 790.2100 CEPHALOTHIN SODIUM  
 790.2130 CEPHAPIRIN SODIUM  
 790.2140 CEPHRADINE/CEPHRADINE DIHYDRATE  
 790.2155 CHLORAL HYDRATE  
 EMERGENCY  
 790.2180 CHLORAMPHENICOL  
 790.2220 CHLORAMPHENICOL SODIUM SUCCINATE  
 790.2260 CHLORDIAZEPOXIDE HYDROCHLORIDE  
 790.2300 CHLORMEZANONE (Repealed)  
 790.2340 CHLOROQUINE PHOSPHATE  
 790.2380 CHLOROTHIAZIDE  
 790.2390 CHLOROTHIAZIDE; METHYLDOPA  
 790.2420 CHLOROTRIANISENE  
 790.2460 CHLORPHENIRAMINE MALEATE  
 790.2462 CHLORPHENIRAMINE MALEATE; CODEINE PHOSPHATE; PSEUDOEPHEDRINE  
 HYDROCHLORIDE  
 790.2465 CHLORPHENIRAMINE MALEATE; PHENYLEPHRINE HYDROCHLORIDE;  
 EMERGENCY  
 790.2470 PHENYLPROPANOLAMINE HYDROCHLORIDE; PHENYLTOLOXAMINE CITRATE  
 790.2485 CHLORPHENIRAMINE MALEATE; PHENYLPROPANOLAMINE HYDROCHLORIDE  
 CHLORPHENIRAMINE TANNATE; PHENYLEPHRINE TANNATE; PYRILAMINE  
 TANNATE  
 790.2500 CHLORPROMAZINE HYDROCHLORIDE  
 790.2510 CHLORPROPAMIDE  
 790.2540 CHLORTHALIDONE  
 790.2555 CHLORTHALIDONE; CLONIDINE HYDROCHLORIDE  
 790.2580 CHLORZOXAZONE  
 790.2583 CHROMIC CHLORIDE  
 790.2595 CITRIC ACID; MAGNESIUM OXIDE; SODIUM CARBONATE  
 790.2603 CLINDAMYCIN HYDROCHLORIDE  
 790.2605 CLINDAMYCIN PHOSPHATE  
 790.2613 CLOFIBRATE  
 790.2614 CLOMIPHENE CITRATE  
 790.2617 CLONIDINE HYDROCHLORIDE  
 EMERGENCY

DEPARTMENT OF PUBLIC HEALTH

ILLINOIS REGISTER

NOTICE OF EMERGENCY AMENDMENTS

790.3048	DEXTROSE; POTASSIUM CHLORIDE; SODIUM CHLORIDE
790.3049	DEXTROSE; SODIUM CHLORIDE
790.3051	DEXTROSE; THEOPHYLLINE
790.3054	DIAZEPAM
790.3056	DIAZOXIDE
790.3060	DICLOXACILLIN SODIUM
790.3085	DICYCLOMINE HYDROCHLORIDE
790.3100	DIENESTROL
790.3140	DIETHYLPROPION HYDROCHLORIDE
790.3180	DIETHYLSTILBESTROL
790.3220	DIGOXIN
EMERGENCY	
790.3260	DIMENHYDRINATE
790.3300	DIPHENHYDRAMINE HYDROCHLORIDE
790.3315	DISOPYRAMIDE PHOSPHATE
EMERGENCY	
790.3335	DOPAMINE HYDROCHLORIDE
EMERGENCY	
790.3340	DOXEPIN HYDROCHLORIDE
790.3350	DOXRUBICIN HYDROCHLORIDE
EMERGENCY	
790.3380	DOXYCYCLINE
790.3420	DOXYCYCLINE HCLATE
790.3425	DOXYLAMINE SUCCINATE
790.3437	DROPERIDOL
790.3440	DROPERIDOL; FENTANYL CITRATE
790.3460	ECHOTHIOPHATE IODIDE (Repealed)
790.3472	EDETATE DISODIUM
790.3475	EDROPHONIUM CHLORIDE
790.3492	EPINEPHRINE; LIDOCAINE HYDROCHLORIDE
790.3500	ERGOCALCIFEROL
790.3540	ERGOLID MESYLATES
790.3580	ERGOTAMINE TARTRATE
790.3620	ERYTHROMYCIN
790.3660	ERYTHROMYCIN ESTOLATE
790.3700	ERYTHROMYCIN ETHYLSUCCINATE
790.3720	ERYTHROMYCIN ETHYLSUCCINATE; SULFISOXAZOLE ACETYL
790.3730	ERYTHROMYCIN LACTOBIONATE
790.3740	ERYTHROMYCIN STEARATE
790.3742	ERYTHROMYCIN STEARATE
790.3780	ESTRADIOL CYPIONATE
790.3800	ESTRADIOL CYPIONATE; TESTOSTERONE CYPIONATE
790.3820	ESTRADIOL VALERATE
790.3860	ESTRADIOL VALERATE; TESTOSTERONE ENANTHATE
790.3900	ETHCHLORVYNOL
790.3904	ETHINYL ESTRADIOL; LEVONORGESTREL
EMERGENCY	

DEPARTMENT OF PUBLIC HEALTH

ILLINOIS REGISTER

NOTICE OF EMERGENCY AMENDMENTS

790.2618	CLORAZEPATE DIPOTASSIUM
EMERGENCY	
790.2620	CLOTIRIMAZOLE
790.2645	CLOXACILLIN SODIUM MONOHYDRATE
EMERGENCY	
790.2655	CODEINE PHOSPHATE; GUAIFENESIN
EMERGENCY	
790.2660	CLOXACILLIN SODIUM MONOHYDRATE (Repealed)
EMERGENCY	
790.2661	CODEINE PHOSPHATE; GUAIFENESIN; PSEUDOEPHEDRINE HYDROCHLORIDE
790.2662	CODEINE PHOSPHATE; IODINATED GLYCEROL
EMERGENCY	
790.2663	CODEINE PHOSPHATE; PHENYLEPHRINE HYDROCHLORIDE;
790.2668	PROMETHAZINE HYDROCHLORIDE
790.2672	CODEINE PHOSPHATE; PROMETHAZINE HYDROCHLORIDE; PSEUDOEPHEDRINE HYDROCHLORIDE;
790.2700	CORTICOTROPIN
790.2740	CROTAMITON
790.2780	CYANOCOBALAMIN
790.2800	CYCLACILLIN
790.2805	CHLORZEPATINE HYDROCHLORIDE
790.2820	CYCLOPENTOLATE HYDROCHLORIDE
790.2860	CYCLOPHOSPHAMIDE
790.2900	CYPROHEPTADINE HYDROCHLORIDE
790.2902	CYTARABINE
790.2904	DACARBAZINE
790.2908	DANAZOL
790.2915	DAUNORUBICIN HYDROCHLORIDE
790.2928	DESIPRAMINE HYDROCHLORIDE (Repealed)
790.2932	DESONIDE
790.2940	DEXAMETHASONE
790.2980	DEXAMETHASONE; NEOMYCIN SULFATE; POLYMYXIN B SULFATE
790.3020	DEXAMETHASONE SODIUM PHOSPHATE
790.3021	DEXAMETHASONE SODIUM PHOSPHATE; NEOMYCIN SULFATE
790.3023	DEXCHLORPHENIRAMINE MALEATE
790.3025	DEXTRORAMPHETAMINE SULFATE
790.3027	DEXTRORAMPHETAMINE HYDROBROMIDE; IODINATED GLYCEROL
EMERGENCY	
790.3028	DEXTRORAMPHETAMINE HYDROBROMIDE; PROMETHAZINE HYDROCHLORIDE
790.3029	DEXTROSE
790.3030	DEXTROSE; DOPAMINE HYDROCHLORIDE
790.3032	DEXTROSE; HEPARIN SODIUM
790.3033	DEXTROSE; LIDOCAINE HYDROCHLORIDE
790.3038	DEXTROSE; MAGNESIUM CHLORIDE; POTASSIUM CHLORIDE;
790.3042	DEXTROSE; POTASSIUM CHLORIDE; SODIUM ACETATE; SODIUM CHLORIDE; SODIUM GLUCONATE;



## DEPARTMENT OF PUBLIC HEALTH

## NOTICE OF EMERGENCY AMENDMENTS

790.3907 ETHINYL ESTRADIOL; NORETHINDRONE  
 790.3910 FENOPROFEN CALCIUM  
 790.3914 FENTANYL CITRATE  
EMERGENCY  
 790.3920 FLOXURIDINE  
 790.3940 FLUOCINOLONE ACETONIDE  
 790.3945 FLUOCINONIDE  
 790.3960 FLUOROMETHOLONE  
 790.3980 FLUOROURACIL  
 790.3996 FLUPHENAZINE DECANOATE  
 790.4012 FLUPHENAZINE HYDROCHLORIDE  
 790.4020 FLURANDRENOLIDE  
 790.4040 FLURAZEPAM HYDROCHLORIDE  
 790.4060 FOLIC ACID  
 790.4100 FUROSEMIDE  
 790.4140 GENTAMICIN SULFATE  
 790.4150 GENTAMICIN SULFATE; SODIUM CHLORIDE  
 790.4173 GLUCAGON HYDROCHLORIDE  
 790.4180 GLUTHETHIMIDE  
 790.4200 GLYCINE  
 790.4220 GLYCOPYRROLATE  
 790.4260 GONADOTROPIN CHORIONIC  
 790.4300 GRAMICIDIN; NEOMYCIN SULFATE; POLYMYXIN B SULFATE  
 790.4340 GRISEFULVIN MICROCRYSTALLINE  
 790.4380 GRISEFULVIN ULTRAMICROCRYSTALLINE  
 790.4384 GUAIFENESIN; HYDROCODONE BITARTRATE; PSEUDOEPHEDRINE  
EMERGENCY  
 790.4386 GUANETHIDINE MONOSULFATE  
 790.4396 HALOPERIDOL  
 790.4398 HALOPERIDOL LACTATE  
 790.4420 HEPARIN SODIUM  
 790.4430 HEPARIN SODIUM; SODIUM CHLORIDE  
 790.4460 HEXACHLOROPHENE  
 790.4500 HOMATROPINE METHYLBROMIDE (Repealed)  
 790.4540 HOMATROPINE METHYLBROMIDE; HYDROCODONE BITARTRATE  
 790.4580 HYDRALAZINE HYDROCHLORIDE  
 790.4620 HYDRALAZINE HYDROCHLORIDE; HYDROCHLOROTHIAZIDE  
 790.4660 HYDROCHLOROTHIAZIDE  
 790.4665 HYDROCHLOROTHIAZIDE; LABETALOL HYDROCHLORIDE  
 790.4667 HYDROCHLOROTHIAZIDE; LISINAPRIL  
 790.4670 HYDROCHLOROTHIAZIDE; METHYLDOPA  
 790.4680 HYDROCHLOROTHIAZIDE; PROPRANOLOL HYDROCHLORIDE  
 790.4700 HYDROCHLOROTHIAZIDE; SPIRONOLACTONE  
 790.4720 HYDROCHLOROTHIAZIDE; TRIAMTERENE  
EMERGENCY

## DEPARTMENT OF PUBLIC HEALTH

## NOTICE OF EMERGENCY AMENDMENTS

790.4725 HYDROCODONE BITARTRATE; PHENYLPROPANOLAMINE HYDROCHLORIDE  
EMERGENCY  
 790.4728 HYDROCODONE BITARTRATE; PSEUDOEPHEDRINE HYDROCHLORIDE  
EMERGENCY  
 790.4740 HYDROCORTISONE  
 790.4780 HYDROCORTISONE; NEOMYCIN SULFATE; POLYMYXIN B SULFATE  
 790.4820 HYDROCORTISONE; POLYMYXIN B SULFATE  
 790.4840 HYDROCORTISONE SODIUM PHOSPHATE  
 790.4860 HYDROCORTISONE; UREA  
 790.4900 HYDROCORTISONE ACETATE  
 790.4940 HYDROCORTISONE ACETATE; NEOMYCIN SULFATE  
 790.4960 HYDROCORTISONE ACETATE; PRAMOXINE HYDROCHLORIDE  
 790.4963 HYDROCORTISONE ACETATE; UREA  
 790.4965 HYDROCORTISONE BUTYRATE  
 790.4980 HYDROCORTISONE SODIUM SUCCINATE  
 790.5020 HYDROFLUMETHIAZIDE  
 790.5030 HYDROMORPHONE INJECTION  
EMERGENCY  
 790.5060 HYDROXOCOBALAMIN  
 790.5100 HYDROXYPROGESTERONE CAPROATE  
 790.5140 HYDROXYZINE HYDROCHLORIDE  
 790.5180 HYDROXYZINE PAMOATE  
 790.5220 IBUPROFEN  
 790.5260 IDOXURIDINE  
 790.5300 IMIPRAMINE HYDROCHLORIDE  
EMERGENCY  
 790.5312 INDOMETHACIN  
 790.5320 IODINATED GLYCEROL  
EMERGENCY  
 790.5340 IRON DEXTRAN COMPLEX  
 790.5380 ISOETHARINE HYDROCHLORIDE  
 790.5420 ISONIAZID  
 790.5460 ISOPROTERENOL HYDROCHLORIDE  
 790.5483 ISOSORBIDE DINITRATE  
 790.5500 KANAMYCIN SULFATE  
 790.5520 KETAMINE HYDROCHLORIDE  
 790.5530 LABETALOL HYDROCHLORIDE  
 790.5540 LACTULOSE  
 790.5544 LEUCOVORIN CALCIUM  
 790.5555 LEVOCARNITINE  
 790.5560 LEVONORDEFIN; MEPIVICAINE HYDROCHLORIDE  
 790.5580 LIDOCAINE  
 790.5620 LIDOCAINE HYDROCHLORIDE  
 790.5640 LINCOMYCIN  
 790.5660 LINDANE  
 790.5700 LIOTHYRONINE SODIUM  
 790.5720 LISINAPRIL

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## DEPARTMENT OF PUBLIC HEALTH

## NOTICE OF EMERGENCY AMENDMENTS

790.7260 PIPERAZINE CITRATE  
 790.7265 POLYETHYLENE GLYCOL 3350; POTASSIUM CHLORIDE; SODIUM BICARBONATE; SODIUM CHLORIDE; SODIUM SULFATE, ANHYDROUS  
 790.7272 POLYMYXIN B SULFATE  
 790.7278 POTASSIUM BICARBONATE  
 790.7280 POTASSIUM CHLORIDE  
 EMERGENCY  
~~790.7284~~ POTASSIUM CHLORIDE; SODIUM CHLORIDE  
 790.7288 POTASSIUM GLUCONATE  
 790.7291 PRALIDOXIME CHLORIDE  
 790.7294 PRAZEPAM  
 790.7296 PRAZOSIN HYDROCHLORIDE  
 790.7300 PREDNISOLONE ACETATE  
 790.7340 PREDNISOLONE ACETATE; SULFACETAMIDE SODIUM  
 790.7380 PREDNISOLONE SODIUM PHOSPHATE  
 790.7400 PREDNISON  
 EMERGENCY  
 790.7420 PRIMIDONE  
 790.7460 PROBENECID  
 790.7500 PROCAINAMIDE HYDROCHLORIDE  
 790.7510 PROCAINE HYDROCHLORIDE  
 790.7540 PROCHLORPERAZINE EDISYLATE  
 790.7580 PROCHLORPERAZINE MALEATE  
 790.7620 PROGESTERONE  
 790.7660 PROMAZINE HYDROCHLORIDE  
 790.7700 PROMETHAZINE HYDROCHLORIDE  
 790.7740 PROPANTHELINE BROMIDE  
 790.7780 PROPARACAINE HYDROCHLORIDE  
 790.7820 PROPOXYPHENE HYDROCHLORIDE  
 790.7828 PROPRANOLOL HYDROCHLORIDE  
 790.7834 PROTAMINE SULFATE  
 790.7860 PSEUDOEPHEDRINE HYDROCHLORIDE; TRIPROLIDINE HYDROCHLORIDE  
 790.7900 PYRIDOSTIGMINE BROMIDE  
 790.7940 PYRIDOXINE HYDROCHLORIDE  
 790.7980 PYRILAMINE MALEATE  
 790.8015 QUINIDINE GLUCONATE  
 EMERGENCY  
~~790.8020~~ QUINIDINE SULFATE  
 790.8060 RESERPINE  
 790.8100 RIFAMPIN  
 790.8106 RITODRINE HYDROCHLORIDE  
 790.8136 SECOBARBITAL SODIUM  
 790.8140 SELENIUM SULFIDE  
 790.8180 SILVER SULFADIAZINE  
 EMERGENCY  
 790.8220 SODIUM AMINOSALICYLATE  
 790.8232 SODIUM CHLORIDE

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790.8244 SODIUM LACTATE  
 790.8248 SODIUM NITROPRUSSIDE  
 790.8260 SODIUM POLYSTYRENE SULFONATE  
 790.8290 SOYBEAN OIL  
 790.8300 SPIRONOLACTONE  
 790.8340 STREPTOMYCIN SULFATE  
 790.8378 SULFABENZAMIDE; SULFACETAMIDE; SULFATHIAZOLE  
 790.8380 SULFABENZAMIDE; SULFACETAMIDE; SULFATHIAZOLE; UREA  
 790.8420 SULFACETAMIDE SODIUM  
 790.8460 SULFADIAZINE  
 790.8500 SULFAMETHIZOLE  
 790.8540 SULFAMETHOXAZOLE  
 790.8580 SULFAMETHOXAZOLE; TRIMETHOPRIM  
 790.8590 SULFANILAMIDE  
 790.8620 SULFASALAZINE  
 790.8660 SULFINPYRAZONE  
 790.8700 SULFISOXAZOLE  
 790.8710 SULINDAC  
 790.8724 TEMAZEPAM  
 790.8727 TERBUTALINE SULFATE  
 790.8740 TESTOSTERONE CYPIONATE  
 790.8780 TESTOSTERONE ENANTHATE  
 790.8820 TESTOSTERONE PROPIONATE  
 790.8860 TETRACYCLINE  
 790.8900 TETRACYCLINE HYDROCHLORIDE  
 790.8940 THEOPHYLLINE  
 EMERGENCY  
 790.8980 THIAMINE HYDROCHLORIDE  
 790.9020 THIORIDAZINE HYDROCHLORIDE  
 790.9035 THIOTHIXENE  
 790.9045 THIOTHIXENE HYDROCHLORIDE  
 790.9048 TIMOLOL MALEATE  
 EMERGENCY  
~~790.9050~~ TOBRAMYCIN SULFATE  
 790.9056 TOLAZAMIDE  
 790.9060 TOLBUTAMIDE  
 790.9084 TRAZODONE HYDROCHLORIDE  
 EMERGENCY  
 790.9100 TRIAMCINOLONE ACETONIDE  
 790.9140 TRIFLUOPERAZINE HYDROCHLORIDE  
 790.9180 TRIHEXYPHENIDYL HYDROCHLORIDE  
 790.9220 TRIMEPRAZINE TARTRATE  
 790.9260 TRIMETHOBENZAMIDE HYDROCHLORIDE  
 790.9300 TRIMETHOPRIM  
 790.9320 TRIMIPRAMINE MALEATE  
 790.9340 TRIPELENNAMINE HYDROCHLORIDE  
 790.9380 TRIPROLIDINE HYDROCHLORIDE

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790.9420	TRISULFAPYRIMIDINE
790.9460	TROPICAMIDE
790.9475	VALPROATE SODIUM
790.9478	VALPROIC ACID
790.9486	VANCOMYCIN HYDROCHLORIDE
790.9500	VERAPAMIL HYDROCHLORIDE
EMERGENCY	
790.9520	VINBLASTINE SULFATE
790.9530	VINCRIStINE SULFATE
790.9540	VITAMIN A
790.9580	VITAMIN A PALMITATE
790.9620	WATER FOR INJECTION, STERILE
790.9660	WATER FOR IRRIGATION, STERILE
790.9800	XYLOSE

AUTHORITY: Implementing and authorized by Section 3.14 of the Illinois Food, Drug and Cosmetic Act (111. Rev. Stat. 1989, ch. 56 1/2, par. 503.14) and Section 25 of the Pharmacy Practice Act (111. Rev. Stat. 1989, ch. 111, par. 4145).

SOURCE: Emergency amendment at 2 111. Reg. 18, p. 47, effective April 25, 1978, for a maximum of 150 days; amended at 2 111. Reg. 40, p. 98, effective July 1, 1978; emergency amendment at 2 111. Reg. 40, p. 98, effective October 1, 1978, for a maximum of 150 days; amended at 2 111. Reg. 51, p. 48, effective December 18, 1978; emergency amendment at 3 111. Reg. 2, p. 18, effective December 31, 1978, for a maximum of 150 days; emergency amendment at 3 111. Reg. 15, p. 147, effective April 1, 1979, for a maximum of 150 days; amended at 3 111. Reg. 27, p. 113, effective July 1, 1979; emergency amendment at 3 111. Reg. 32, p. 158, effective August 1, 1979, for a maximum of 150 days; amended at 3 111. Reg. 41, p. 178, effective October 8, 1979; emergency amendment at 4 111. Reg. 51, p. 147, effective December 12, 1980, for a maximum of 150 days; amended at 5 111. Reg. 3466, effective March 25, 1981; amended at 5 111. Reg. 7107, effective June 24, 1981; amended at 5 111. Reg. 9120, effective October 1, 1981; amended at 5 111. Reg. 14605, effective February 1, 1982; amended at 6 111. Reg. 6750, effective July 1, 1982; amended at 6 111. Reg. 11558, effective September 15, 1982; amended at 6 111. Reg. 15195, effective December 15, 1982; amended at 7 111. Reg. 7110, effective July 1, 1983; amended at 7 111. Reg. 16924, effective January 1, 1984; amended at 8 111. Reg. 2162, effective March 1, 1984; amended at 8 111. Reg. 8513, effective July 1, 1984; codified at 8 111. Reg. 13402; amended at 8 111. Reg. 22108, effective November 1, 1984; amended at 9 111. Reg. 4071, effective April 1, 1985; amended at 9 111. Reg. 6816, effective May 1, 1985; amended at 10 111. Reg. 253, effective January 1, 1986; amended at 10 111. Reg. 8814, effective May 15, 1986; amended at 11 111. Reg. 3565, effective February 23, 1987; amended at 11 111. Reg. 9223, effective May 15, 1987; amended at 11 111. Reg. 14382, effective August 15, 1987; amended at 12 111. Reg. 1823,

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effective January 1, 1988; emergency amendment at 12 111. Reg. 1984, effective January 1, 1988, for a maximum of 150 days; emergency amendment at 12 111. Reg. 7743, effective April 15, 1988, for a maximum of 150 days; amended at 12 111. Reg. 9153, effective May 13, 1988; amended 12 111. Reg. 10133, effective May 31, 1988, emergency amendment at 12 111. Reg. 10745, effective June 2, 1988, for a maximum of 150 days; amended at 12 111. Reg. 12846, effective July 29, 1988; emergency amendment at 12 111. Reg. 13255, effective August 5, 1988, for a maximum of 150 days, emergency expired January 2, 1989; amended at 12 111. Reg. 15101, effective September 7, 1988; emergency amendment at 12 111. Reg. 16937, effective October 7, 1988, for a maximum of 150 days; amended at 13 111. Reg. 856, effective January 6, 1989; emergency amendment at 13 111. Reg. 3108, effective February 28, 1989, for a maximum of 150 days; amended at 13 111. Reg. 8890, effective May 26, 1989, and January 1, 1990; amended at 13 111. Reg. 11717, effective July 14, 1989; corrected at 13 111. Reg. 12909; emergency amendment at 13 111. Reg. 12990, effective August 1, 1989, for a maximum of 150 days; corrected at 13 111. Reg. 14477; emergency amendment at 13 111. Reg. 17101, effective October 13, 1989, for a maximum of 150 days; amended at 13 111. Reg. 19770, effective December 8, 1989; emergency amendment at 14 111. Reg. 1505 effective January 12, 1990, for a maximum of 150 days; amended at 14 111. Reg. 3184, effective February 16, 1990; emergency amendment at 14 111. Reg. 4620, effective March 9, 1990, for a maximum of 150 days; amended at 14 111. Reg. 8154, effective May 11, 1990; emergency amendment at 14 111. Reg. 9556, effective June 1, 1990, for a maximum of 150 days; amended at 14 111. Reg. 11988, effective July 13, 1990; emergency amendment at 14 111. Reg. 13325, effective August 10, 1990, for a maximum of 150 days; amended at 14 111. Reg. 17298, effective October 5, 1990; emergency amendment at 14 111. Reg. 18588, effective November 9, 1990, for a maximum of 150 days.

AGENCY NOTE: The text of Sections 790.2465, 790.2617, 790.2662, 790.3914, and 790.5320 which appear below do not include the emergency amendments adopted at 14 111. Reg. 13325, effective August 10, 1990, for a maximum of 150 days. The copies filed with the Administrative Code Unit reflect both emergency rules.

SUBPART B: APPROVED DRUG PRODUCTS FOR DRUG PRODUCT SELECTION

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## NOTICE OF EMERGENCY AMENDMENTS

Section 790.1127 EMERGENCY ASCORBIC ACID; CYANOCOBALAMIN; FLUORIDE; NICOTINIC ACID; PYRIDOXINE HYDROCHLORIDE; RIBOFLAVIN; THIAMINE HYDROCHLORIDE; VITAMIN A; VITAMIN D; VITAMIN E

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Ascorbic Acid; Cyanocobalamin; Fluoride; Nicotinic Acid; Pyridoxine Hydrochloride; Riboflavin; Thiamine Hydrochloride; Vitamin A; Vitamin D; Vitamin E	drops, 35mg;2mcg; 0.25mg;8mg;0.4mg;0.6mg; 0.5mg;1500IU;400IU;5IU	National Pharm/Barre
Brand(s)		
Poly-Vi-Flor	drops, 35mg;2mcg; 0.25mg;8mg;0.4mg;0.6mg; 0.5mg;1500IU;400IU;5IU	Mead Johnson/B-M
Poly Vitamin Drops w/Fluoride 0.25mg	drops 35mg;2mcg; 0.25mg;8mg;0.4mg;0.6mg; 0.5mg;1500IU;400IU;5IU	HiTech Pharmacal
Poly-Vi-Flor	drops, 35mg;2mcg; 0.5mg;8mg;0.4mg;0.6mg; 0.5mg;1500IU;400IU;5IU	Mead Johnson/B-M
Poly Vitamin Drops w/Fluoride 0.5mg	drops 35mg;2mcg; 0.5mg;8mg;0.4mg;0.6mg; 0.5mg;1500IU;400IU;5IU	HiTech Pharmacal

This entity was reviewed by the Technical Advisory Council and admitted to the Illinois Formulary as an exception to the promulgated criteria for inclusion, pursuant to Section 790.60.

(Source: Emergency amendment at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

Section 790.1131 EMERGENCY ASCORBIC ACID; FLUORIDE; VITAMIN A; VITAMIN D

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Ascorbic Acid Fluoride; Vitamin A; Vitamin D	drops, 35mg;0.25mg; 1500IU;400IU	Abbott
	drops, 35mg;0.25mg; 1500IU;400IU	Pharmaceutical Basics

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drops, 35mg;0.5mg; 1500IU;400IU National Pharm/Barre  
drops, 35mg;0.5mg; 1500IU;400IU Pharmaceutical Basics

Brand(s)	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
TripTe-Vita-Flor	drops, 35mg;0.25mg; 1500IU;400IU	Esquire
Tri-Vi-Flor	drops, 35mg;0.25mg; 1500IU;400IU	Mead-Johnson/B-M
TriVitamin Drops w/Fluoride 0.25mg	drops, 35mg;0.25mg; 1500IU;400IU	HiTech Pharmacal
Triple-Vita-Flor	drops, 35mg;0.5mg; 1500IU;400IU	Esquire
Tri-Vi-Flor	drops, 35mg;0.5mg; 1500IU;400IU	Mead-Johnson/B-M
TriVitamin Drops w/Fluoride 0.5mg	drops, 35mg;0.5mg; 1500IU;400IU	HiTech Pharmacal

This entity was reviewed by the Technical Advisory Council and admitted to the Illinois Formulary as an exception to the promulgated criteria for inclusion, pursuant to Section 790.60.

(Source: Emergency amendment at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

Section 790.1390 EMERGENCY ATENOLOL; CHLORTHALIDONE

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Atenolol; Chlorthalidone	tab 50mg;25mg tab 100mg;25mg	ICI Pharms ICI Pharms
Brand(s)		
Tenoretic 50	tab 50mg;25mg	Stuart Pharms
Tenoretic 100	tab 100mg;25mg	Stuart Pharms

(Source: Emergency rule added at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

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(Source: Emergency amendment at 14 Ill. Reg. 18588; effective November 9, 1990, for a maximum of 150 days)

Section 790.1960 CARBINOXAMINE MALEATE; PSEUDOEPHEDRINE HYDROCHLORIDE  
EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Carbinoxamine Maleate; Pseudoephedrine Hydrochloride Brand(s)	drops 2mg/ml;25mg/ml drops 2mg/ml;25mg/ml syr 4mg/5ml;60mg/5ml	National Pharm/Barre Pharmaceutical Basics National Pharm/Barre
Rondec Drops Maldec Rondec Syrup	drops 2mg/ml;25mg/ml syr 4mg/5ml;60mg/5ml syr 4mg/5ml;60mg/5ml	Ross HR Cenci Ross

\*This entity was reviewed by the Technical Advisory Council and admitted to the Illinois Formulary as an exception to the promulgated criteria for inclusion, pursuant to Rule 790.60.

(Source: Emergency amendment at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

Section 790.2155 CHLORAL HYDRATE  
EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Chloral Hydrate	syr 500mg/5ml syr 500mg/5ml syr 500mg/5ml syr 500mg/5ml syr 500mg/5ml syr 500mg/5ml	HR Cenci Lederle/Am Cyanamid National Pharm/Barre Pharmaceutical Basics Purepac/Kalipharma Roxane Veratex
Brand(s) Noctec	syr 500mg/5ml	ER Squibb

\*This entity was reviewed by the Technical Advisory Council and admitted to the Illinois Formulary as an exception to the promulgated criteria for inclusion, pursuant to Rule 790.60.

(Source: Emergency amendment at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

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Section 790.2465 CHLORPHENIRAMINE MALEATE; PHENYLEPHRINE HYDROCHLORIDE;  
EMERGENCY PHENYLPROPANOLAMINE HYDROCHLORIDE; PHENYLTOLOXAMINE CITRATE

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Chlorpheniramine Maleate; Phenylephrine Hydrochloride; Phenylpropranolamine Hydrochloride; Phenyltoloxamine Citrate Brand(s)	drops 0.5mg/ml;1.25mg/ml; 5mg/ml;2mg/ml syr 2.5mg/5ml;5mg/5ml; 20mg/5ml;7.5mg/5ml syr 2.5mg/5ml;5mg/5ml; 20mg/5ml;7.5mg/5ml	National Pharm/Barre National Pharm/Barre Naska
Naldecon	drops 0.5mg/ml;1.25mg/ml; 5mg/ml;2mg/ml	Bristol/B-M
Nalphen Pediatric Drops	drops 0.5mg/ml;1.25mg/ml; 5mg/ml;2mg/ml	HiTech Pharmacal
Nalphen Pediatric Syrup	syr 0.5mg/5ml;25mg/5ml; 5mg/5ml;2mg/5ml	HiTech Pharmacal
Naldecon	syr 2.5mg/5ml;5mg/5ml; 20mg/5ml;7.5mg/5ml	Bristol/B-M
Nalphen Syrup	syr 2.5mg/5ml;5mg/5ml; 20mg/5ml;7.5mg/5ml	HiTech Pharmacal

This entity was reviewed by the Technical Advisory Council and admitted to the Illinois Formulary as an exception to the promulgated criteria for inclusion, pursuant to Section 790.60.

(Source: Emergency amendment at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

Section 790.2617 CLONIDINE HYDROCHLORIDE  
EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Clonidine Hydrochloride	tab 0.1,0.2,0.3mg tab 0.1,0.2,0.3mg tab 0.1,0.2,0.3mg tab 0.1,0.2,0.3mg tab 0.1,0.2,0.3mg tab 0.1,0.2,0.3mg tab 0.1,0.2,0.3mg tab 0.1,0.2,0.3mg tab 0.1,0.2,0.3mg tab 0.1,0.2,0.3mg tab 0.1,0.2,0.3mg	American Therapeutics Barr Biocraft Bolar Cord Danbury Duramed Interpharm Lederle/Am Cyanamid Mylan

NOTICE OF EMERGENCY AMENDMENTS

tab 0.1,0.2,0.3mg  
 tab 0.1,0.2,0.3mg  
 tab 0.1,0.2,0.3mg  
 Warner-Chittcott/W-L  
 Boehringer/Ingelheim

(Source: Emergency amendment at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

Section 790.2618 CLORAZEPATE DIPOTASSIUM

EMERGENCY

DRUG DOSAGE FORM, STRENGTH

Clorazepate Dipotassium  
 cap 3.75,7.5,15mg  
 cap 3.75,7.5,15mg  
 @ cap 3.75,7.5,15mg  
 American Therapeutics  
 Chelsea  
 Cord

American Therapeutics  
 Lederle/Am Cyanamid  
 Mylan  
 Pharmaceutical Basics  
 Warner-Chittcott/W-L

Able  
 Searle  
 Warner-Chittcott/W-L

American Therapeutics  
 Cord  
 Lederle/Am Cyanamid  
 Mylan  
 Purpac/Kalipharma  
 Warner-Chittcott/W-L

Watson  
 Abbot

Alra  
 Abbot

(Source: Emergency amendment at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

Section 790.2645 CLOXACILLIN SODIUM MONOHYDRATE

EMERGENCY

DRUG DOSAGE FORM, STRENGTH

Cloxacillin  
 cap  
 pldr for soln  
 pldr for soln  
 Biocratt  
 Novopharm

APPLICATION HOLDER,  
 MANUFACTURER

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Brand(s)  
 Cloxapen  
 Tegopen  
 Tegopen  
 pldr for soln  
 Beecham  
 Bristol/B-M  
 Bristol/B-M

(Source: Emergency rule added at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

Section 790.2655 CODEINE PHOSPHATE; GUAIFENESIN

EMERGENCY

DRUG

Codeine Phosphate;

Guaifenesin  
 Brand(s)  
 Robtusstin AC  
 syr 10mg/5ml;100mg/5ml

AH Robins

(Source: Emergency rule added at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

Section 790.2660 CLOXACILLIN SODIUM MONOHYDRATE (Repealed)

EMERGENCY

DRUG

Cloxacillin

cap  
 pldr-for-soln  
 Beeham  
 Bristol/B-M  
 Bristol/B-M  
 pldr-for-soln  
 Novopharm

APPLICATION HOLDER,  
 MANUFACTURER

(Source: Emergency repealer at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

Section 790.2662 CODEINE PHOSPHATE; IODINATED GLYCEROL

EMERGENCY

DRUG

Codeine Phosphate;

Iodinated Glycerol  
 Brand(s)  
 Iotuss-C  
 Oridol C  
 11q 10mg/5ml;30mg/5ml  
 11q 10mg/5ml;30mg/5ml  
 HR Cent  
 Luchem

APPLICATION HOLDER,  
 MANUFACTURER

Pharmaceutical Basics



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Tussi Organidin	liq 10mg/5ml;30mg/5ml	Wallace
Tussi-R-Gen Expectorant	liq 10mg/5ml;30mg/5ml	Goldline

This entity was reviewed by the Technical Advisory Council and admitted to the Illinois Formulary as an exception to the promulgated criteria for inclusion, pursuant to Rule 790.60.

(Source: Emergency amendment at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

Section 790.3027 DEXTROMETHORPHAN HYDROBROMIDE; IODINATED GLYCEROL  
EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Dextromethorphan Hydrobromide; Iodinated Glycerol	liq 10mg/5ml;30mg/5ml liq 10mg/5ml;30mg/5ml liq 10mg/5ml;30mg/5ml liq 10mg/5ml;30mg/5ml	Duramed Luchem National Pharm/Barre Pharmaceutical Basics
Brand(s)		
Logan DM	liq 10mg/5ml;30mg/5ml	HiTech Pharmcal
Iotuss DM	liq 10mg/5ml;30mg/5ml	HR Cenci
Tussi-Organidin DM	liq 10mg/5ml;30mg/5ml	Organon/Akzona

This entity was reviewed by the Technical Advisory Council and admitted to the Illinois Formulary as an exception to the promulgated criteria for inclusion, pursuant to Section 790.60.

(Source: Emergency amendment at 14 Ill Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

Section 790.3220 DIGOXIN  
EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Digoxin	elixir, 0.05mg/ml elixir, 0.05mg/ml inj 0.25mg/ml inj 0.25mg/ml inj 0.25mg/ml	Pharmafair Roxane Elkins-Sinn/Robins LyphoMed Wyeth Ayerst/AMHO
Brand(s)		
Lanoxin Pediatric Lanoxin	elixir, 0.05mg/ml inj 0.25mg/ml	Burroughs Wellcome Burroughs Wellcome

(Source: Emergency amendment at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

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## NOTICE OF EMERGENCY AMENDMENTS

Section 790.3335 DOPAMINE HYDROCHLORIDE  
EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Dopamine Hydrochloride	inj 40,80,160mg/ml inj 40,80,160mg/ml inj 40mg/ml inj 40,80mg/ml inj 40mg/ml inj 40,80,160mg/ml inj 40,80,160mg/ml inj 40,80mg/ml inj 40mg/ml	Abbott Astra Bristol/B-M Elkins-Sinn/Robin IMS Luitpold LyphoMed Solopak Warner Chilcott/W-L
Brand(s)		
Dopastat Intropin	inj 40,80mg/ml inj 40,80,160mg/ml	Parke-Davis/W-L DuPont Pharm Am-Griff-Gare/AMS

(Source: Emergency amendment at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

Section 790.3350 DOXORUBICIN HYDROCHLORIDE  
EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Doxorubicin Hydrochloride	inj 2mg/ml inj 10,20,50mg/vial inj 10,20,50mg/vial	Ben Venue Ben Venue Pharmachemie BV
Brand(s)		
Adriamycin PFS Adriamycin RDF Rubex	inj 2mg/ml inj 10,20,50mg/vial inj 10,50mg/vial	Adria Adria Bristol/B-M

(Source: Emergency amendment at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

Section 790.3914 FENTANYL CITRATE  
EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Fentanyl Citrate	inj eq 0.05mg base/ml	Elkins-Sinn

(Source: Emergency rule added at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

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## NOTICE OF EMERGENCY AMENDMENTS

Section 790.5030 HYDROMORPHONE INJECTION  
EMERGENCY

<u>DRUG</u>	<u>DOSAGE FORM, STRENGTH</u>	<u>APPLICATION HOLDER, MANUFACTURER</u>
<u>Hydromorphone Injection</u>	<u>inj 2mg/ml</u>	<u>Astra</u>
	<u>inj 2mg/ml</u>	<u>Elkins-Sinn</u>
	<u>inj 2mg/ml</u>	<u>Schein</u>
	<u>inj 2mg/ml</u>	<u>Steris</u>
	<u>inj 1,2,4mg/ml</u>	<u>Winthrop/Breon-Sterling</u>
	<u>inj 1,2,4mg/ml</u>	<u>Wyeth-Ayerst/AMHO</u>
<u>Brand(s)</u>		
<u>Dilaudid Hydrochloride</u>	<u>inj 1,2,4mg/ml</u>	<u>Knoll</u>

\*This entity was reviewed by the Technical Advisory Council and admitted to the Illinois Formulary as an exception to the promulgated criteria for inclusion, pursuant to Rule 790.60.

(Source: Emergency rule added at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

Section 790.5300 IMIPRAMINE HYDROCHLORIDE  
EMERGENCY

<u>DRUG</u>	<u>DOSAGE FORM, STRENGTH</u>	<u>APPLICATION HOLDER, MANUFACTURER</u>
<u>Imipramine Hydrochloride</u>	<u>tab 10,25,50mg</u>	<u>Biocraft</u>
	<u>tab 10,25,50mg</u>	<u>Bolar</u>
	<u>@ tab 10,25,50mg</u>	<u>Chelsea</u>
	<u>tab 10,25,50mg</u>	<u>Cord</u>
	<u>@ tab 10,25,50mg</u>	<u>Lederle/Am Cyanamid</u>
	<u>tab 10,25,50mg</u>	<u>Mutual</u>
	<u>tab 10,25,50mg</u>	<u>Par</u>
	<u>@ tab 25mg</u>	<u>Pharmaceutical Basics</u>
	<u>tab 10,25,50mg</u>	<u>Roxane</u>
	<u>@ tab 10,25,50mg</u>	<u>(Vanguard/MWM)</u>
	<u>tab 10,25,50mg</u>	<u>Vitarine</u>
<u>Brand(s)</u>		
<u>Janimine</u>	<u>tab 10,25,50mg</u>	<u>Abbott</u>
<u>Presamine</u>	<u>tab 10,25,50mg</u>	<u>Rorer</u>
<u>Tofranil</u>	<u>tab 10,25,50mg</u>	<u>Ciba/Ciba-Geigy</u>

(Source: Emergency amendment at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

## DEPARTMENT OF PUBLIC HEALTH

## NOTICE OF EMERGENCY AMENDMENTS

Section 790.5320 IODINATED GLYCEROL  
EMERGENCY

<u>DRUG</u>	<u>DOSAGE FORM, STRENGTH</u>	<u>APPLICATION HOLDER, MANUFACTURER</u>
<u>Iodinated Glycerol</u>	<u>liq 60mg/5ml</u>	<u>National Pharm/Barre</u>
	<u>(30mg organically bound iodine)</u>	<u>Pharmaceutical Basics</u>
<u>Brand(s)</u>		
<u>Iogan</u>	<u>liq 60mg/5ml</u>	<u>HiTech Pharmcal</u>
	<u>(30mg organically bound iodine)</u>	
<u>Iotuss</u>	<u>liq 60mg/5ml</u>	<u>HR Cenci</u>
	<u>(30mg organically bound iodine)</u>	
<u>Organidin</u>	<u>liq 60mg/5ml</u>	<u>Organon/Akzona</u>
	<u>(30mg organically bound iodine)</u>	
<u>Iogan Soln</u>	<u>soln 50mg/ml</u>	<u>HiTech Pharmcal</u>
	<u>(25mg organically bound iodine)</u>	
<u>Iotuss Soln</u>	<u>soln 50mg/ml</u>	<u>HR Cenci</u>
	<u>(25mg organically bound iodine)</u>	

This entity was reviewed by the Technical Advisory Council and admitted to the Illinois Formulary as an exception to the promulgated criteria for inclusion, pursuant to Section 790.60.

(Source: Emergency amendment at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

Section 790.6430 MINOCYCLINE  
EMERGENCY

<u>DRUG</u>	<u>DOSAGE FORM, STRENGTH</u>	<u>APPLICATION HOLDER, MANUFACTURER</u>
<u>Minocycline</u>	<u>cap 50,100mg</u>	<u>Warner-Chilcott/W-L</u>
<u>Brand(s)</u>		
<u>Minocin</u>	<u>@ cap 50,100mg</u>	<u>Lederle/Am Cyanamid</u>



## DEPARTMENT OF PUBLIC HEALTH

## NOTICE OF EMERGENCY AMENDMENTS

Oral Potassium Chloride solutions and powders for solutions were reviewed by the Technical Advisory Council and admitted to the Illinois Formulary as an exception to the promulgated criteria for inclusion, pursuant to Section 790.60.

(Source: Emergency amendment at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

## Section 790.8015 QUINIDINE GLUCONATE

EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Quinidine Gluconate	@ tab, controlled release, 324mg	(Ascot)
	tab, controlled release, 324mg	Bolar
	tab, controlled release, 324mg	Chelsea
	tab, controlled release, 324mg	Cord
	tab, controlled release, 324mg	Danbury
	tab, controlled release, 324mg	Halsey
	<u>tab, controlled release, 324mg</u>	<u>Mutual</u>
	tab, controlled release, 324mg	Roxane
	tab, controlled release, 324mg	Superpharm
Brand(s) Quinaglute	tab, controlled release, 324mg	Berlex

(Source: Emergency amendment at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

## Section 790.9048 TIMOLOL MALEATE

EMERGENCY

DRUG	DOSAGE FORM, STRENGTH	APPLICATION HOLDER, MANUFACTURER
Timolol Maleate	tab 5,10,20mg	Bolar
	tab 5,10,20mg	Cord
	<u>tab 5,10,20mg</u>	<u>Mylan</u>
	tab 5,10,20mg	Pharmaceutical Basics

## DEPARTMENT OF PUBLIC HEALTH

## NOTICE OF EMERGENCY AMENDMENTS

Brand(s)		
Blocadren	tab 5,10,20mg	MSD/Merck

(Source: Emergency amendment at 14 Ill. Reg. 18588, effective November 9, 1990, for a maximum of 150 days)

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## DEPARTMENT OF PUBLIC AID

## NOTICE OF WITHDRAWAL OF PROPOSED AMENDMENTS

- 1) The Heading of the Part: MEDICAL PAYMENT
- 2) Code Citation: 89 Ill. Adm. Code 140
- 3) Section Numbers:                    Proposed Action:  

140.461	Withdrawal
140.462	Withdrawal
140.463	Withdrawal
- 4) Date Notice of Proposed Amendments Published in the Illinois Register :  
  

April 20, 1990 (14 Ill. Reg. 5726)
- 5) Reason for the withdrawal:  
  

The Department has determined that because of extensive changes required in this rulemaking it should be withdrawn and a new proposed rulemaking promulgated.

## DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF REFUSAL TO MEET THE OBJECTION  
OF THE JOINT COMMITTEE ON ADMINISTRATIVE RULES

- 1) The Heading of the Part: Lekoteks
- 2) Code Citation: 89 Ill. Adm. Code 899
- 3) Section Numbers:                    Action:  

899.10	New Section
899.20	New Section
899.30	New Section
899.40	New Section
- 4) Date Notice of Proposed Rules Published in the Register(if applicable):  
  

<u>March 9, 1990</u>	<u>14 Ill. Reg. 3412</u>
(issue date)	
- 5) Date JCAR Statement of Objection Published in the Register:  
  

<u>August 10, 1990</u>	<u>14 Ill. Reg. 13029</u>
(issue date)	
- 6) Summary of Action Taken by the Agency:

The Joint Committee (JCAR) objects to the proposed rulemaking of the Department of Rehabilitation Services (DORS) entitled "Lekoteks" (89 Ill. Adm. Code 899) because, in reviewing a sample Lekotek contract and its exhibits, which DORS provided, the JCAR staff found several policies not contained in rules.

DORS agrees to amend these rules to add the policies in question. However, due to the extensive amount of language to be added to this Part, per the JCAR objection, DORS believes that the additional rules should be promulgated through the regular rulemaking process, thus allowing for public notice and comment objectives of the Illinois Administrative Procedures Act.

Therefore, DORS respectfully refuses to modify the rulemaking to meet the objection of the Joint Committee, but does agree to initiate further rulemaking on Part 899 to include departmental policies which are not yet contained in rules.

NOTICE OF PUBLIC INFORMATION

LIST OF CONTRACTORS PROHIBITED FROM AN AWARD  
OF A CONTRACT OR A SUBCONTRACT  
FOR PUBLIC WORKS PROJECTS

Pursuant to the provisions of section 11a of the Illinois Prevailing Wage Act (Ill. Rev. Stat., 1989, ch. 48, par. 39s-11a), the Director of the Illinois Department of Labor gives notice that the following contractor has been found to have disregarded his obligations to employees under the Prevailing Wage Act and is prohibited from being awarded any contract or subcontract for a public works project for two years effective the date of this publication

Lone Star Asphalt Concrete Construction Company  
d/b/a Manuel Mirandas  
1212 South West 6th St.  
Fairfield, Illinois 62837

Section 11a of the Prevailing Wage Act provides in part that:

"No contract shall be awarded to a contractor or subcontractor appearing on the list, or to any firm, corporation, partnership or association in which such contractor or subcontractor has an interest until 2 years have elapsed from the date of publication of the list containing the name of such contractor or subcontractor."

Copies of the Illinois Prevailing Wage Act and the Hearing Officer's Decision in the proceeding are available from:

The Illinois Department of Labor  
Conciliation & Mediation Division  
Room 300  
#1 West Old State Capitol Plaza  
Springfield, Illinois 62701-1217

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of October 29, 1990 through November 2, 1990, and have been scheduled for review by the Committee at its December, 1990 meeting. Other items not contained in this published list may also be considered by the Joint Committee at its December meeting. Members of the public wishing to express their views with respect to a proposed rule should submit written comments to the Joint Committee at the following address: Joint Committee on Administrative Rules, 509 South Sixth Street, Room 500, Springfield, IL 62701.

Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR
12/14/90	State Board of Education, Comprehensive Arts Programs (23 Ill. Adm. Code 250)	7/20/90 14 Ill. Reg. 11447	December, 1990
12/14/90	Department of Rehabilitation Services, The Establishment and Administration of Special Education Code (89 Ill. Adm. Code 765)	7/27/90 14 Ill. Reg. 12224	December, 1990
12/14/90	Department of Rehabilitation Services, Non-Academic Programs and Policies (89 Ill. Adm. Code 830)	7/27/90 14 Ill. Reg. 12234	December, 1990
12/17/90	Department of State Police, Illinois Uniform Conviction Information Act (20 Ill. Adm. Code 1215)	8/3/90 14 Ill. Reg. 12398	December, 1990



## PROCLAMATION

90-504  
ACCELERATED SCHOOLS DAY

Whereas, in January 1989, the Illinois Network of Accelerated Schools was established; and

Whereas, this Network supports programs and ideas to serve at-risk students in 25 elementary schools throughout the state; and

Whereas, the Network links the schools, the State Board of Education, and the Educational Service Centers in a partnership to improve services for these students; and

Whereas, the assumptions of Accelerated Schools include unity of purpose, building on strengths, and empowerment;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim Wednesday, November 14, 1990, as ACCELERATED SCHOOLS DAY in Illinois.

Issued by the Governor October 29, 1990.

Filed with the Secretary of State November 5, 1990.

90-505  
GERARD W. KAYE DAY

Whereas, Gerard W. Kaye has been the director of the Olin-Sang-Ruby Union Institute in Oconomowoc, Wisconsin, for more than 20 years; and

Whereas, Kaye is an influential member of the Union of American Hebrew Congregation's Commission on Jewish Education, having authored numerous articles relating to Jewish education, self-esteem, and youth; and

Whereas, he has been in the vanguard of programming on behalf of youth in the areas of suicide and substance abuse; and

Whereas, he has lectured and developed programs on youth for Oakton Community College, Chicago Medical School and the San Francisco Community Outpost for Northwestern University; and

Whereas, Kaye has made his mark on the national Jewish educational scene through years of committed involvement on the board of the CAJE, the Coalition for the Advancement of Jewish Education;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim December 2, 1990, as GERARD W. KAYE DAY in Illinois.

Issued by the Governor October 29, 1990.

Filed with the Secretary of State November 5, 1990.

90-506  
DR. IAN TAYLOR CONGRATULATED

Whereas, Dr. Ian W. Taylor of Wheeling has contributed more

than 31 years of tireless public service as a veterinarian; and  
Whereas, Dr. Taylor has attended Lyons Club meetings in 57 different countries and has not missed a monthly meeting in 29 years; and

Whereas, the Lions Club International has recognized him for his heroic work in international relations activities; and

Whereas, being the official Goodwill Ambassador and Chairman of the International Relations Committee, Dr. Taylor has represented his club and community with impeccable integrity;

Therefore, I, James R. Thompson, Governor of the State of Illinois, congratulate DR. IAN TAYLOR for devoting his life to helping both animal and man and earning the respect and admiration of all those who have come into contact with him.

Issued by the Governor October 30, 1990.

Filed with the Secretary of State November 5, 1990.

90-507  
ILLINOIS ASSOCIATION FOR COUNSELING AND DEVELOPMENT DAY

Whereas, the Illinois Association for counseling and Development will be holding its 46th Annual Convention November 15-17, 1990 in Springfield; and

Whereas, in addition to featuring nationally renowned keynote speakers, convention programs will include skill-building sessions and informational and research-oriented presentations; and

Whereas, the association is an educational, scientific, and professional organization dedicated to the enhancement, worth, dignity, potential, and uniqueness of each individual; and

Whereas, the theme of the association's 1990 convention is "Empowering People for the Nineties";

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim November 15, 1990, as ILLINOIS ASSOCIATION FOR COUNSELING AND DEVELOPMENT DAY in Illinois.

Issued by the Governor October 31, 1990.

Filed with the Secretary of State November 5, 1990.

90-508  
MARINE CORPS BIRTHDAY CELEBRATION WEEK

Whereas, the United States Marine Corps has protected citizens and guarded their freedom for the past 215 years; and

Whereas, as our country has established a position of world leadership, the Marines have proven themselves as dedicated professionals willing to defend lives and protect the rights valued by Americans; and

Whereas, Marines are trained to hold their ground against any odds and to always be faithful to the country and corps, standing ready to fight anytime, anywhere the president or congress may designate; and

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# HISTORY

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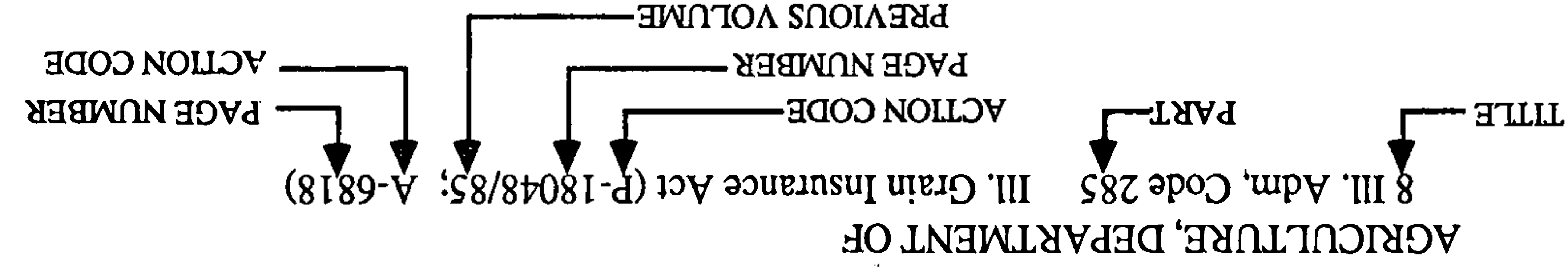
Illinois, extend congratulations to the new CPCU designees.  
Issued by the Governor November 1, 1990.  
Filed with the Secretary of State November 5, 1990.

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ACTION CODES	
A	- Adopted Rule
AR	- Adopted Repealer
C	- Notice of Corrections
CC	- Codification Changes
E	- Emergency Rule
ER	- Emergency Repealer
M	- Modification to meet JCAR objections
O	- JCAR Statement of Objections
P	- Proposed Rule
PF	- Prohibited Filing Ordered by JCAR
PP	- Peremptory or Court ordered Rules
PR	- Proposed Repealer
R	- Refusal to meet JCAR objection
RC	- Statement of Recommendation
S	- Suspension ordered by JCAR
W	- Withdrawal to meet JCAR objections

JCAR - Joint Committee on Administrative Rules

ALL RULES ARE LISTED BY PART NUMBER AND HEADING ONLY. (FOR ACTION ON SPECIFIC SECTIONS, PLEASE REFER TO THE SECTIONS AFFECTED INDEX.) IF THERE ARE ANY QUESTIONS, PLEASE CONTACT THE ADMINISTRATIVE CODE DIVISION AT (217) 782-9786.



2 III. Adm. Code 700	Organizational Chart, Description, Rulemaking Procedure, & Programs (A-584) (A-4093) (A-9009)
8 III. Adm. Code 5	Standardization of Agriculture Products (P-3711; A-10308)
8 III. Adm. Code 100	Swine Brucellosis (P-15960/89; A-1953)
8 III. Adm. Code 105	Swine Disease Control & Eradication Act (P-15968/89; A-1961) (P-8777; A-15322)
77 III. Adm. Code 2058	Licensure of Alcoholism & Substance Abuse Treatment Intervention & Research Programs (P-6457)
86 III. Adm. Code 2000	III. Estate & Generation - Skipping Transfer Tax Act (P-4281; A-17183)
74 III. Adm. Code 420	Code of Regs. (P-1541; A-15327) (P-15645)
<b>BANKS AND TRUST COMPANIES, COMMISSIONER OF</b>	
38 III. Adm. Code 395	Corporate Fiduciary Branch Offices (P-2981)
38 III. Adm. Code 397	Corporate Fiduciary Receivership Account (P-15181)
38 III. Adm. Code 396	Corporate Fiduciary Subsidiaries (P-2985; A-15771)
38 III. Adm. Code 356	Reimbursement to Banks & Corporate Fiduciaries for Financial Records (P-3303; A-11183)
38 III. Adm. Code 356	Reimbursement to Banks for Financial Records (P-3303)
<b>CARNIVAL-AMUSEMENT SAFETY BOARD</b>	
56 III. Adm. Code 6000	Carnival & Amusement Ride Inspection Law (P-2989) (E-3235; O-5905)
<b>CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF</b>	
80 III. Adm. Code 303	Conditions of Employment (P-17169/89; A-3433) (P-17399)
80 III. Adm. Code 2160	Local Government Health Plan (P-4288; A-14343)
80 III. Adm. Code 5010	Marking, Inventory, Transfer & Disposal of State-Owned Personal Property (P-8271; A-15775) (E-8714; O-13033)
80 III. Adm. Code 310	Pay Plan (P-427; A-10002; C-16092) (P-15141/89; A-615) (PP-1627) (P-17521/89; A-4455) (P-5269; A-14361) (PP-7652) (P-7675; A-17189) (P-10189) (P-10974; W-12321) (E-11330) (P-14657) (E-15186) (E-15570) (PP-17098)
44 III. Adm. Code 5030	Personal Use of State Telephones (P-10983) (E-11351; O-15620)
80 III. Adm. Code 2120	State of Ill. Medical Care Assistance Plan (P-10603)
44 III. Adm. Code 5040	State Vehicles & Garage (P-17403)
80 III. Adm. Code 3000	Travel Regulation Council, The (P-1548; A-10014)
<b>CHILDREN AND FAMILY SERVICES, DEPARTMENT OF</b>	
89 III. Adm. Code 431	Confidentiality of Personal Information of Persons Served by the Dept. (P-4303)
89 III. Adm. Code 410	Licensing Standards for Youth Emergency Shelters (P-439; O-8206; R-9622; A-9407) (E-999)
89 III. Adm. Code 300	Reports of Child Abuse & Neglect (P-20159/89; C-2684; A-17558) (E-11356) (P-11423)
89 III. Adm. Code 337	Service Appeal Process (P-9273)
89 III. Adm. Code 302	Services Delivered by the Dept. (P-1) (P-2205; A-17430) (P-14508/89; A-3433)
<b>COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF</b>	
14 III. Adm. Code 525	Economic Development Area Tax Increment Allocation Financing (P-13356/89; A-1968)
56 III. Adm. Code 2625	Economic Dislocation & Worker Adjustment Assistance (P-13045)
14 III. Adm. Code 520	Enterprise Zone Program (P-15975/89; A-3445) (P-13060)
14 III. Adm. Code 590	III. Large Business Development Program (P-7291)
14 III. Adm. Code 510	III. Promotion Act (P-13072) (E-13298)
14 III. Adm. Code 610	III. Public Infrastructure Loan & Grant Program (P-7300)
56 III. Adm. Code 2650	Industrial Training Program (P-15977/89; A-5075)

89 III. Adm. Code 240	Community Care Program (P-1077; A-10732; RC-12942) (P-13638/89; O-17144/89; R-1533) (P-13353/89; A-1233)
89 III. Adm. Code 230	Older Americans Act Programs (P-14499/89; A-2308)
<b>AGRICULTURE, DEPARTMENT OF</b>	
8 III. Adm. Code 110	Animal Diagnostic Laboratory Act (P-15911/89; A-1907) (P-16861/89; A-3416) (P-8759; A-15304)
8 III. Adm. Code 75	Bovine Brucellosis (P-15915/89; A-1911)
8 III. Adm. Code 85	Diseased Animals (P-15926/89; A-1919) (P-8768; A-15313)
8 III. Adm. Code 80	III. Bovine Tuberculosis Eradication Act (P-15938/89; A-1931)
8 III. Adm. Code 115	III. Pseudorabies Control Act (P-15942/89; A-1935) (P-19329/89; A-5065) (P-8773; A-15318)
8 III. Adm. Code 270	III. State Fair & DuQuoin State Fair, Non-Fair Space Rental & the General Operation of the State Fairgrounds (P-10965)
8 III. Adm. Code 40	Livestock Auction Markets (P-15950/89; A-1943)
8 III. Adm. Code 45	Marketing Center (Livestock) (P-15956/89; A-1949)
8 III. Adm. Code 125	Meat & Poultry Inspection Act (P-16625/89; A-3424) (PP-4953) (PP-11401) (PP-13355) (PP-16064)
8 III. Adm. Code 850	Motor Fuel Standards Act (P-19837/89; A-5072)

**COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF (CONT'D)**

- 14 Ill. Adm. Code 550 Local Tourism & Convention Bureau Program (P-17567/89; A-5091) (P-5294) (E-5565; O-10159; R-12686) (P-8782)
- 47 Ill. Adm. Code 100 Residential Energy Assistance Partnership Program (P-17589/89; A-13440) (P-15189)
- 14 Ill. Adm. Code 640 Rural Diversification Program (P-13391)
- 47 Ill. Adm. Code 110 State Administration for the Federal Community Development Block Grant Program for Small Cities (P-10985)
- 47 Ill. Adm. Code 120 State Administration of the Federal Community Services Block Grant Program (P-5296; A-13970)
- 14 Ill. Adm. Code 545 Technology Advancement & Development Act Program (P-19336/89; A-9016)
- 14 Ill. Adm. Code 540 Technology Commercialization Grant-In-Aid Program (P-11022)
- 56 Ill. Adm. Code 2610 Training Services for the Disadvantaged (P-5017/89; A-1976) (P-13074) (P-16117)
- 56 Ill. Adm. Code 2630 Uniform Fiscal & Administrative Standards for the Job Training Partnership Act (P-5310; A-13984) (P-7312) (P-17407)

**COMMERCE COMMISSION, ILLINOIS**

- 92 Ill. Adm. Code 1207 Agents for Service of Process (P-15150/89; A-3033)
- 92 Ill. Adm. Code 1307 Carrier Identification (P-15154/89; A-13138)
- 83 Ill. Adm. Code 760 Cellular Radio Exclusion (P-13358/89; A-3037) (P-9631)
- 92 Ill. Adm. Code 1535 Crossings of Rail Carriers & Highways (P-18177)
- 83 Ill. Adm. Code 281 Energy Assistance (PR-4312; AR-11188)
- 92 Ill. Adm. Code 1415 Freight Bills & Bills of Lading or Other Forms (P-19339/89; A-8583)
- 83 Ill. Adm. Code 900 Joint Rules of the Ill. Commerce Commission & the Dept. of Energy & Natural Resources: Residential Conservation Plan (PR-12680/89; AR-624)
- 92 Ill. Adm. Code 1300 Minimum Rate (PR-14147/89; AR-3040)
- 83 Ill. Adm. Code 590 Minimum Safety Standards for Transportation of Gas & for Gas Pipeline Facilities (P-19344/89; A-10018)
- 83 Ill. Adm. Code 445 Purchase & Sale of Electric Energy from Qualified Solid Waste Energy Facilities (P-13129/89; A-626)
- 92 Ill. Adm. Code 1710 Relocation Towing (P-2721; A-10310)
- 83 Ill. Adm. Code 220 Reports of Accidents by Fixed Public Utilities Other than Pipelines Transporting Liquids (G. O. 43) (P-15653)
- 83 Ill. Adm. Code 780 Right-of-Way Precondemnation Negotiations by Telephone Companies (P-13100)
- 83 Ill. Adm. Code 285 Standard Filing Requirements for Electric, Gas, Water & Sewer Utilities & Telecommunications Carriers in Filing for an Increase in Rates (P-5229/89; A-6000)
- 83 Ill. Adm. Code 410 Standards of Service for Electric Utilities (P-16211/89; A-3454)
- 83 Ill. Adm. Code 500 Standards of Service for Gas Utilities (P-16219/89; A-3463)
- 83 Ill. Adm. Code 755 Telecommunications Access for the Deaf (P-15157/89; A-3042)
- 83 Ill. Adm. Code 757 Telephone Assistance Program (P-2731; A-17923)
- 92 Ill. Adm. Code 1270 Transfers of Licenses (P-16170)
- 83 Ill. Adm. Code 505 Uniform System of Accounts for Gas Utilities (P-13361/89; A-1605)
- 83 Ill. Adm. Code 710 Uniform System of Accounts for Telecommunications Carriers (P-1552; A-10021)

**COMMUNITY COLLEGE BOARD, ILLINOIS**

- 23 Ill. Adm. Code 1501 Administration of the Ill. Public Community College Act (P-14; A-11771) (E-299) (P-3308; A-13997) (P-16869/89; A-4126) (P-18025/89; A-10762)
- 2 Ill. Adm. Code 5176 Public Access to Information (A-14387)

**COMPROLLER**

- 2 Ill. Adm. Code 625 Access to Information (A-186)
- 74 Ill. Adm. Code 285 Claim Eligible to be Offset (P-17139)
- 74 Ill. Adm. Code 290 Contract Content (P-18649/89; A-5757)
- 74 Ill. Adm. Code 280 Public Radio & Television Station Grants (P-18359)

**CONSERVATION, DEPARTMENT OF**

- 17 Ill. Adm. Code 870 Aquaculture, Transportation, Stocking, Importation &/or Possession of Aquatic Life (P-3717; A-11190)

**CONSERVATION, DEPARTMENT OF (CONT'D)**

- 17 Ill. Adm. Code 3035 Boat Access Area Construction Program (P-18365)
- 17 Ill. Adm. Code 130 Camping on Dept. of Conservation Properties (P-4340; A-12402)
- 17 Ill. Adm. Code 530 Cock Pheasant, Hungarian Partridge, Bobwhite Quail, Rabbit & Crow Hunting (P-3720; A-10775) (E-18324)
- 17 Ill. Adm. Code 1075 Consultation Procedures for Assessing Impacts of Agency Actions on Endangered & Threatened Species (P-11033; C-13366)
- 17 Ill. Adm. Code 750 Disposition of Deer Accidentally Killed by a Motor Vehicle or Other Non-Hunting Methods (P-4985; A-13519)
- 17 Ill. Adm. Code 950 Dog Training on Department-Owned or Managed Sites (P-4990; A-13524)
- 17 Ill. Adm. Code 730 Dove Hunting (P-3743; A-11193)
- 17 Ill. Adm. Code 590 Duck, Goose & Coot Hunting (P-15509/89; A-638) (P-4996; A-13529) (E-17029) (P-17144)
- 17 Ill. Adm. Code 1590 Falconry & the Captive Propagation of Raptors (P-17174/89; A-6088) (P-16174)
- 17 Ill. Adm. Code 1537 Forest Management Plan (P-8273; A-18222)
- 17 Ill. Adm. Code 1530 Forest Products Transportation Act, The (P-11047; A-18239)
- 17 Ill. Adm. Code 1536 Forestry Development Cost Share Program (P-8289; A-18244)
- 17 Ill. Adm. Code 510 General Hunting & Trapping on Dept.-Owned or -Managed Sites (P-3757; A-14762)
- 17 Ill. Adm. Code 745 Hunting Season for Game Breeding & Hunting Preserve Areas (P-4351; A-14771) (PR-5647; AR-14769)
- 17 Ill. Adm. Code 3040 Ill. Bicycle Path Grant Program (P-442; RC-5896; A-6106; O-17712) (P-18380)
- 17 Ill. Adm. Code 1050 Ill. List of Endangered & Threatened Flora (P-455; A-6123)
- 17 Ill. Adm. Code 3030 Land & Water Conservation Fund Grant Program (P-478; A-6149)
- 17 Ill. Adm. Code 570 Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Gray Fox, Coyote, Beaver & Woodchuck (Groundhog) Trapping (P-3764; A-14775) (P-13108)
- 17 Ill. Adm. Code 220 North Point Marina (P-16182)
- 17 Ill. Adm. Code 525 Nuisance Wildlife Control Permits (P-18397)
- 17 Ill. Adm. Code 1070 Possession of Specimens or Products of Endangered & Threatened Species (P-11052; A-18264)
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421.50	n	(P-7411; A-14982)	1326.30	n	(P-16838)
421.60	n	(P-7411; A-14982)	1326.40	n	(P-16838)
421.70	n	(P-7411; A-14982)	1326.50	n	(P-16838)
421.80	n	(P-7411; A-14982)	1326.60	n	(P-16838)
421.90	n	(P-7411; A-14982)	1326.70	n	(P-16838)
433.35	am	(P-12393)	1326.80	n	(P-16838)
433.295	n	(P-10700)	1326.90	n	(P-16838)
433.298	n	(P-10700)	1408.84	am	(P-16843)
438.10	n	(P-8546; A-17653)	1413.48	am	(P-12385)
438.20	n	(P-8546; A-17653)	1415.160	am	(P-10696)
438.30	n	(P-8546; A-17653)	1424.140	n	(P-10691)
438.35	n	(P-8546; A-17653)	1424.150	n	(P-10691)
438.40	n	(P-8546; A-17653)	1424.175	am	(P-10691)
438.50	n	(P-8546; A-17653)	1424.230	am	(P-8971)
438.60	n	(P-8546; A-17653)	1424.240	r	(P-10691)
438.70	n	(P-8546; A-17653)	1428.130	r	(P-8948; A-17633)
438.80	n	(P-8546; A-17653)	1428.160	r	(P-10675)
438.90	n	(P-8546; A-17653)			
438.100	n	(P-8546; A-17653)			
438.110	n	(P-8546; A-17653)			
439.10	n	(P-5751; A-13847)			
439.20	n	(P-5751; A-13847)			

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130.120	am	(P-13742/89; A-884)	130.1111	#	(P-16302/89; A-5188)
130.130	am	(P-13742/89; A-884)	130.1111	am	(P-16302/89; A-5188)
130.140	am	(P-16302/89; A-5188)	130.1112	#	(P-16302/89; A-5188)
130.200	am	(P-13742/89; A-884)	130.1112	am	(P-16302/89; A-5188)
130.201	am	(P-16302/89; A-5188)	130.1113	n	(P-16302/89; A-5188)
130.221	n	(P-16302/89; A-5188)	130.1114	n	(P-16302/89; A-5188)
130.233	n	(P-16302/89; A-5188)	130.1115	n	(P-16302/89; A-5188)
130.244	am	(P-16302/89; A-5188)	130.1116	n	(P-16302/89; A-5188)
130.246	am	(P-13742/89; A-884)	130.1117	n	(P-16302/89; A-5188)
130.247	n	(P-16302/89; A-5188)	130.1118	n	(P-16302/89; A-5188)
130.270	n	(P-13742/89; A-884)	130.1119	n	(P-16302/89; A-5188)
130.280	am	(P-13742/89; A-884)	130.1120	n	(P-16302/89; A-5188)
130.370	am	(P-16302/89; A-5188)	130.1121	am	(P-16302/89; A-5188)
130.436	n	(P-13742/89; A-884)	130.1122	am	(P-16302/89; A-5188)
130.440	am	(P-16302/89; A-5188)	130.1123	am	(P-16302/89; A-5188)
130.441	am	(P-16302/89; A-5188)	130.1124	n	(P-16302/89; A-5188)
130.442	am	(P-16302/89; A-5188)	130.1125	n	(P-16302/89; A-5188)
130.491	n	(P-16302/89; A-5188)	130.1126	n	(P-16302/89; A-5188)
130.510	am	(P-13742/89; A-884)	130.1127	n	(P-16302/89; A-5188)
130.530	n	(P-13742/89; A-884)	130.1128	n	(P-16302/89; A-5188)
130.532	am	(P-16302/89; A-5188)	130.1129	n	(P-16302/89; A-5188)
130.533	am	(P-16302/89; A-5188)	130.1520	n	(P-16302/89; A-5188)
130.550	n	(P-13742/89; A-884)	130.Ap.A	n	(P-13742/89; A-884)
130.610	am	(P-13742/89; A-884)	130.Ap.B	n	(P-13742/89; A-884)
130.630	n	(P-13742/89; A-884)	130.Ap.C	n	(P-13742/89; A-884)
130.650	n	(P-13742/89; A-884)	130.Ap.D	n	(P-13742/89; A-884)
130.700	am	(P-16302/89; A-5188)	170.20	n	(P-14824/89; A-1480)
130.701	n	(P-16302/89; A-5188)	510.110	n	(P-13072) (E-13298)
130.710	am	(P-13742/89; A-884)	510.120	n	(P-13072) (E-13298)
130.715	n	(P-13742/89; A-884)	510.130	n	(P-13072) (E-13298)
130.730	n	(P-13742/89; A-884)	510.140	n	(P-13072) (E-13298)
130.750	n	(P-13742/89; A-884)	510.150	n	(P-13072) (E-13298)
130.805	n	(P-16302/89; A-5188)	510.160	n	(P-13072) (E-13298)
130.810	am	(P-13742/89; A-884)	510.170	n	(P-13072) (E-13298)
130.820	n	(P-13742/89; A-884)	510.175	n	(P-13072) (E-13298)
130.821	am	(P-13742/89; A-884)	510.180	n	(P-13072) (E-13298)
130.822	n	(P-16302/89; A-5188)	510.185	n	(P-13072) (E-13298)
130.823	n	(P-16302/89; A-5188)	510.190	n	(P-13072) (E-13298)
130.824	am	(P-16302/89; A-5188)	510.195	n	(P-13072) (E-13298)
130.826	am	(P-13742/89; A-884)	510.200	n	(P-13072) (E-13298)
130.827	am	(P-16302/89; A-5188)	510.205	n	(P-13072) (E-13298)
130.828	n	(P-16302/89; A-5188)	520.315	n	(P-13060)
130.829	n	(P-16302/89; A-5188)	520.740	am	(P-13060)
130.832	am	(P-16302/89; A-5188)	520.800	r	(P-13060)
130.840	am	(P-13742/89; A-884)	520.810	r	(P-13060)
130.841	am	(P-13742/89; A-884)	520.820	r	(P-13060)
130.842	am	(P-16302/89; A-5188)	520.830	r	(P-13060)
130.844	am	(P-16302/89; A-5188)	520.900	am	(P-15975/89; A-3445)
130.846	n	(P-13742/89; A-884)	520.910	am	(P-15975/89; A-3445)
130.847	n	(P-13742/89; A-884)			
130.852	am	(P-16302/89; A-5188)	520.930	am	(P-15975/89; A-3445)
130.860	n	(P-13742/89; A-884)	520.1010	am	(P-13060)
130.1100	am	(P-16302/89; A-5188)	525.10	n	(P-13356/89; A-1968)
130.1101	am	(P-16302/89; A-5188)	525.20	n	(P-13356/89; A-1968)
130.1102	am	(P-16302/89; A-5188)	525.30	n	(P-13356/89; A-1968)
130.1103	n	(P-16302/89; A-5188)	525.40	n	(P-13356/89; A-1968)
130.1104	n	(P-16302/89; A-5188)	525.50	n	(P-13356/89; A-1968)
130.1105	n	(P-16302/89; A-5188)	525.60	n	(P-13356/89; A-1968)
130.1106	n	(P-16302/89; A-5188)	525.70	n	(P-13356/89; A-1968)
130.1107	n	(P-16302/89; A-5188)	525.80	n	(P-13356/89; A-1968)
130.1108	n	(P-16302/89; A-5188)	540.110	n	(P-11022)
130.1109	n	(P-16302/89; A-5188)	540.120	n	(P-11022)
130.1110	#	(P-16302/89; A-5188)	540.130	n	(P-11022)



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TITLE 17 (CONT'D)

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TITLE 20

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611.110	n	(P-18690/89; A-16517)	611.641	n	(P-18690/89; A-16517)
611.111	n	(P-18690/89; A-16517)	611.645	n	(P-18690/89; A-16517)
611.112	n	(P-18690/89; A-16517)	611.648	n	(P-18690/89; A-16517)
611.113	n	(P-18690/89; A-16517)	611.650	n	(P-18690/89; A-16517)
611.114	n	(P-18690/89; A-16517)	611.657	n	(P-18690/89; A-16517)
611.115	n	(P-18690/89; A-16517)	611.680	n	(P-18690/89; A-16517)
611.120	n	(P-18690/89; A-16517)	611.683	n	(P-18690/89; A-16517)
611.121	n	(P-18690/89; A-16517)	611.684	n	(P-18690/89; A-16517)
611.125	n	(P-18690/89; A-16517)	611.685	n	(P-18690/89; A-16517)
611.126	n	(P-18690/89; A-16517)	611.686	n	(P-18690/89; A-16517)
611.201	n	(P-18690/89; A-16517)	611.720	am	(P-16215)
611.202	n	(P-18690/89; A-16517)	611.686	n	(P-18690/89; A-16517)
611.211	n	(P-18690/89; A-16517)	611.731	n	(P-18690/89; A-16517)
611.212	n	(P-18690/89; A-16517)	611.732	n	(P-18690/89; A-16517)
611.213	n	(P-18690/89; A-16517)	611.830	n	(P-18690/89; A-16517)
611.220	n	(P-18690/89; A-16517)	611.831	n	(P-18690/89; A-16517)
611.230	n	(P-18690/89; A-16517)	611.832	n	(P-18690/89; A-16517)
611.231	n	(P-18690/89; A-16517)	611.833	n	(P-18690/89; A-16517)
611.232	n	(P-18690/89; A-16517)	611.840	n	(P-18690/89; A-16517)
611.233	n	(P-18690/89; A-16517)	611.851	n	(P-18690/89; A-16517)
611.240	n	(P-18690/89; A-16517)	611.852	n	(P-18690/89; A-16517)
611.241	n	(P-18690/89; A-16517)	611.853	n	(P-18690/89; A-16517)
611.242	n	(P-18690/89; A-16517)	611.854	n	(P-18690/89; A-16517)
611.250	n	(P-18690/89; A-16517)	611.855	n	(P-18690/89; A-16517)
611.261	n	(P-18690/89; A-16517)	611.856	n	(P-18690/89; A-16517)
611.262	n	(P-18690/89; A-16517)	611.858	n	(P-18690/89; A-16517)
611.271	n	(P-18690/89; A-16517)	611.860	n	(P-18690/89; A-16517)
611.272	n	(P-18690/89; A-16517)	611.870	n	(P-18690/89; A-16517)
611.280	n	(P-18690/89; A-16517)	611.App. A	n	(P-18690/89; A-16517)
611.290	n	(P-18690/89; A-16517)	611.App. B	n	(P-18690/89; A-16517)
611.300	n	(P-18690/89; A-16517)	611.App. C	n	(P-18690/89; A-16517)
611.310	n	(P-18690/89; A-16517)	611.Table A	n	(P-18690/89; A-16517)
611.311	n	(P-18690/89; A-16517)	611.Table B	n	(P-18690/89; A-16517)
611.320	n	(P-18690/89; A-16517)	611.Table C	n	(P-18690/89; A-16517)
611.325	n	(P-18690/89; A-16517)	620.105	n	(P-17822)
611.325	am	(P-17154)	620.110	n	(P-17822)
611.330	n	(P-18690/89; A-16517)	620.115	n	(P-17822)
611.331	n	(P-18690/89; A-16517)	620.125	n	(P-17822)
611.480	n	(P-18690/89; A-16517)	620.130	n	(P-17822)
611.490	n	(P-18690/89; A-16517)	620.135	n	(P-17822)
611.491	n	(P-18690/89; A-16517)	620.201	n	(P-17822)
611.500	n	(P-18690/89; A-16517)	620.210	n	(P-17822)
611.521	n	(P-18690/89; A-16517)	620.220	n	(P-17822)
611.521	am	(P-17154)	620.230	n	(P-17822)
611.522	n	(P-18690/89; A-16517)	620.240	n	(P-17822)
611.523	n	(P-18690/89; A-16517)	620.250	n	(P-17822)
611.524	n	(P-18690/89; A-16517)	620.260	n	(P-17822)
611.525	n	(P-18690/89; A-16517)	620.301	n	(P-17822)
611.526	n	(P-18690/89; A-16517)	620.305	n	(P-17822)
611.526	am	(P-16215)	620.307	n	(P-17822)
611.527	n	(P-18690/89; A-16517)	620.310	n	(P-17822)
611.531	n	(P-18690/89; A-16517)	620.320	n	(P-17822)
611.532	n	(P-18690/89; A-16517)	620.330	n	(P-17822)
611.533	n	(P-18690/89; A-16517)	620.340	n	(P-17822)
611.560	n	(P-18690/89; A-16517)	620.350	n	(P-17822)
611.601	n	(P-18690/89; A-16517)	620.405	n	(P-17822)
611.602	n	(P-18690/89; A-16517)	620.410	n	(P-17822)
611.603	n	(P-18690/89; A-16517)	620.415	n	(P-17822)
611.606	am	(P-16215)	620.420	n	(P-17822)
611.606	n	(P-18690/89; A-16517)	620.501	n	(P-17822)
611.607	n	(P-18690/89; A-16517)	620.505	n	(P-17822)
			620.510	n	(P-17822)

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620.520	n	(P-17822)	720.110	am	(P-9706; A-16450)
620.525	n	(P-17822)	720.111	am	(P-72; A-6225) (P-17638/89; A-3075) (P-3006) (P-9706; A-16450) (P-13925)
620.601	n	(P-17822)			
620.605	n	(P-17822)	720.120	am	(P-13925)
620.610	n	(P-17822)	720.122	am	(P-72; A-6225) (P-13925)
620.Ap.A	n	(P-17822)	721.103	am	(P-6528; A-14401)
620.Ap.B	n	(P-17822)	721.104	am	(P-6528; A-14401)
620.Ap.C	n	(P-17822)			(P-9729; A-16472)
661.302	am	(P-1738/89; A-2055)	721.108	n	(P-9729; A-16472))
690.101	n	(P-15174/89; A-2070)	721.110	am	(P-13938)
690.102	n	(P-15174/89; A-2070)	721.111	am	(P-13938)
690.103	n	(P-15174/89; A-2070)	721.124	am	(P-9729; A-16472)
690.104	n	(P-15174/89; A-2070)	721.130	am	(P-9729; A-16472)
690.105	n	(P-15174/89; A-2070)	721.131	am	(P-6528; A-14401)
690.201	n	(P-15174/89; A-2070)			(P-9729; A-16472)
690.202	n	(P-15174/89; A-2070)	721.132	am	(P-6528; A-14401)
690.203	n	(P-15174/89; A-2070)	Ap.B	am	(P-9729; A-16472)
690.204	n	(P-15174/89; A-2070)	Ap.C	am	(P-6528; A-14401) (P-9729; A-16472)
690.205	n	(P-15174/89; A-2070)			
690.301	n	(P-15174/89; A-2070)	Ap.G	am	(P-6528; A-14401)
690.302	n	(P-15174/89; A-2070)	Ap.H	am	(P-6528; A-14401)
691.101	n	(P-15164/89; A-2045)	722.123	am	(P-9768; A-16653)
691.102	n	(P-15164/89; A-2045)	724.113	am	(P-6638; A-14511)
691.103	n	(P-15164/89; A-2045)	724.212	am	(P-6638; A-14511)
691.104	n	(P-15164/89; A-2045)	724.213	am	(P-6638; A-14511)
691.105	n	(P-15164/89; A-2045)	724.242	am	(P-6638; A-14511)
691.106	n	(P-15164/89; A-2045)	724.401	am	(P-9773; A-16658)
691.107	n	(P-15164/89; A-2045)	725.113	am	(P-6574; A-14447)
691.201	n	(P-15164/89; A-2045)	725.212	am	(P-6574; A-14447)
691.202	n	(P-15164/89; A-2045)	725.213	am	(P-6574; A-14447)
691.203	n	(P-15164/89; A-2045)	725.242	am	(P-6574; A-14447)
691.301	n	(P-15164/89; A-2045)	725.321	am	(P-9754 A-16498)
691.302	n	(P-15164/89; A-2045)	725.373	am	(P-9754 A-16498)
691.303	n	(P-15164/89; A-2045)	726.120	am	(P-6660; A-14533)
691.304	n	(P-15164/89; A-2045)	728.101	am	(P-6597; A-14470)
691.305	n	(P-15164/89; A-2045)	728.105	am	(P-6597; A-14470)
691.306	n	(P-15164/89; A-2045)	728.106	am	(P-6597; A-14470)
691.Ap.A	n	(P-15164/89; A-2045)	728.107	am	(P-6597; A-14470)
702.122	am	(P-120; A-6273)	728.108	am	(P-6597; A-14470)
702.160	am	(P-17651/89; A-3089)	728.132	am	(P-6597; A-14470)
702.181	am	(P-17651/89; A-3089)	728.133	am	(P-6597; A-14470)
702.182	am	(P-17651/89; A-3089)	728.134	n	(P-79; A-6232)
702.183	am	(P-17651/89; A-3089)	728.142	am	(P-79; A-6232)
702.184	am	(P-17651/89; A-3089)	728.143	am	(P-79; A-6232)
702.185	am	(P-17651/89; A-3089)	728.150	am	(P-6597; A-14470)
702.187	am	(P-17651/89; A-3089)			
703.121	am	(P-125; A-6278)	Ap.A	am	(P-9764; A-16508)
703.155	am	(P-125; A-6278)	Tb.A	am	(P-79; A-6232)
703.157	am	(P-125; A-6278)	Tb.B	am	(P-79; A-6232)
703.183	am	(P-125; A-6278)	730.101	am	(P-18139/89; A-3130)
703.225	am	(P-125; A-6278)	730.103	am	(P-18139/89; A-3130)
703.240	n	(P-125; A-6278)	730.108	am	(P-3014; A-11959)
703.Ap.A	am	(P-125; A-6278) (P-6619; A-14492)	730.111	am	(P-18139/89; A-3130)
			730.113	am	(P-18139/89; A-3130)
			730.161	am	(P-18139/89; A-3130)
704.161	am	(P-18125/89; A-3116)	730.162	n	(P-18139/89; A-3130)
704.181	am	(P-18125/89; A-3116)	730.163	n	(P-18139/89; A-3130)
704.260	n	(P-18125/89; A-3116)	730.164	n	(P-18139/89; A-3130)
704.261	n	(P-18125/89; A-3116)	730.165	n	(P-18139/89; A-3130)
704.262	n	(P-18125/89; A-3116)	730.166	n	(P-18139/89; A-3130)
704.263	n	(P-18125/89; A-3116)	730.167	n	(P-18139/89; A-3130)
704.264	n	(P-18125/89; A-3116)	730.168	n	(P-18139/89; A-3130)

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TITLE 35 (CONT'D)		871.303	am	(P-8429; A-17201)	
848.102	n	(P-7763)	871.305	am	(P-8429; A-17201)
848.103	n	(P-7763)	871.402	am	(P-8429; A-17201)
848.104	n	(P-7763)	871.503	am	(P-8429; A-17201)
848.201	n	(P-7763)			
848.202	n	(P-7763)			
848.203	n	(P-7763)			
848.301	n	(P-7763)			
848.302	n	(P-7763)			
848.303	n	(P-7763)			
848.304	n	(P-7763)			
848.305	n	(P-7763)			
848.306	n	(P-7763)			
848.401	n	(P-7763)			
848.402	n	(P-7763)			
848.403	n	(P-7763)			
848.501	n	(P-7763)			
848.502	n	(P-7763)			
848.503	n	(P-7763)			
848.504	n	(P-7763)			
848.505	n	(P-7763)			
848.506	n	(P-7763)			
848.507	n	(P-7763)			
848.601	n	(P-7763)			
848.602	n	(P-7763)			
848.603	n	(P-7763)			
848.604	n	(P-7763)			
848.605	n	(P-7763)			
848.606	n	(P-7763)			
848.Ap.A	n	(P-7763)			
.II.A	n	(P-7763)			
.II.B	n	(P-7763)			
.II.C	n	(P-7763)			
.II.D	n	(P-7763)			
.II.E	n	(P-7763)			
858.201	am	(P-8444; A-16913)			
858.202	am	(P-8444; A-16913))			
858.401	am	(P-8444; A-16913))			
860.210	am	(P-16252/89; A-5776)			
861.100	n	(P-8822)			
861.110	n	(P-8822)			
861.120	n	(P-8822)			
861.200	n	(P-8822)			
861.210	n	(P-8822)			
870.101	am	(P-8809; RC-15607)			
870.102	am	(P-8809; RC-15607)			
870.202	am	(P-8809; RC-15607)			
870.204	am	(P-8809; RC-15607)			
870.206	am	(P-15667)			
870.208	am	(P-8809; RC-15607)			
870.210	am	(P-8809; RC-15607)			
870.211	am	(P-8809; RC-15607)			
870.212	am	(P-8809; RC-15607)			
870.301	am	(P-8809; RC-15607)			
870.302	am	(P-8809; RC-15607)			
870.305	am	(P-8809; O-15603; RC-15607; R-17672) (P-15667)			
870.307	am	(P-8809; RC-15607)			
870.309	am	(P-8809; RC-15607)			
870.310	am	(P-8809; RC-15607)			
871.101	am	(P-8429; A-17201)			
871.102	am	(P-8429; A-17201)			
871.201	am	(P-8429; A-17201)			
871.301	am	(P-8429; A-17201)			

TITLE 38 (CONT'D)		1075.1130	n	(P-14758) (E-15029)	
1075.580	n	(P-14758) (E-15029)	1075.1135	n	(P-14758) (E-15029)
1075.585	n	(P-14758) (E-15029)	1075.1140	n	(P-14758) (E-15029)
1075.600	n	(P-14758) (E-15029)	1075.1145	n	(P-14758) (E-15029)
1075.610	n	(P-14758) (E-15029)	1075.1150	n	(P-14758) (E-15029)
1075.620	n	(P-14758) (E-15029)	1075.1155	n	(P-14758) (E-15029)
1075.630	n	(P-14758) (E-15029)	1075.1160	n	(P-14758) (E-15029)
1075.640	n	(P-14758) (E-15029)	1075.1165	n	(P-14758) (E-15029)
1075.650	n	(P-14758) (E-15029)	1075.1170	n	(P-14758) (E-15029)
1075.660	n	(P-14758) (E-15029)	1075.1175	n	(P-14758) (E-15029)
1075.670	n	(P-14758) (E-15029)	1075.1180	n	(P-14758) (E-15029)
1075.680	n	(P-14758) (E-15029)	1075.1185	n	(P-14758) (E-15029)
1075.700	n	(P-14758) (E-15029)	1075.1190	n	(P-14758) (E-15029)
1075.705	n	(P-14758) (E-15029)	1075.1195	n	(P-14758) (E-15029)
1075.710	n	(P-14758) (E-15029)	1075.1200	n	(P-14758) (E-15029)
1075.715	n	(P-14758) (E-15029)	1075.1205	n	(P-14758) (E-15029)
1075.720	n	(P-14758) (E-15029)	1075.1210	n	(P-14758) (E-15029)
1075.725	n	(P-14758) (E-15029)	1075.1215	n	(P-14758) (E-15029)
1075.730	n	(P-14758) (E-15029)	1075.1220	n	(P-14758) (E-15029)
1075.735	n	(P-14758) (E-15029)	1075.1225	n	(P-14758) (E-15029)
1075.740	n	(P-14758) (E-15029)	1075.1230	n	(P-14758) (E-15029)
1075.745	n	(P-14758) (E-15029)	1075.1235	n	(P-14758) (E-15029)
1075.750	n	(P-14758) (E-15029)	1075.1240	n	(P-14758) (E-15029)
1075.800	n	(P-14758) (E-15029)	1075.1245	n	(P-14758) (E-15029)
1075.810	n	(P-14758) (E-15029)	1075.1250	n	(P-14758) (E-15029)
1075.820	n	(P-14758) (E-15029)	1075.1255	n	(P-14758) (E-15029)
1075.900	n	(P-14758) (E-15029)	1075.1260	n	(P-14758) (E-15029)
1075.905	n	(P-14758) (E-15029)	1075.1265	n	(P-14758) (E-15029)
1075.910	n	(P-14758) (E-15029)	1075.1270	n	(P-14758) (E-15029)
1075.915	n	(P-14758) (E-15029)	1075.1275	n	(P-14758) (E-15029)
1075.920	n	(P-14758) (E-15029)	1075.1280	n	(P-14758) (E-15029)
1075.925	n	(P-14758) (E-15029)	1075.1285	n	(P-14758) (E-15029)
1075.930	n	(P-14758) (E-15029)	1075.1290	n	(P-14758) (E-15029)
1075.935	n	(P-14758) (E-15029)	1075.1295	n	(P-14758) (E-15029)
1075.940	n	(P-14758) (E-15029)	1075.1300	n	(P-14758) (E-15029)
1075.945	n	(P-14758) (E-15029)	1075.1305	n	(P-14758) (E-15029)
1075.950	n	(P-14758) (E-15029)	1075.1310	n	(P-14758) (E-15029)
1075.955	n	(P-14758) (E-15029)	1075.1315	n	(P-14758) (E-15029)
1075.960	n	(P-14758) (E-15029)	1075.1320	n	(P-14758) (E-15029)
1075.965	n	(P-14758) (E-15029)	1075.1325	n	(P-14758) (E-15029)
1075.970	n	(P-14758) (E-15029)	1075.1400	n	(P-14758) (E-15029)
1075.975	n	(P-14758) (E-15029)	1075.1405	n	(P-14758) (E-15029)
1075.980	n	(P-14758) (E-15029)	1075.1410	n	(P-14758) (E-15029)
1075.985	n	(P-14758) (E-15029)	1075.1415	n	(P-14758) (E-15029)
1075.990	n	(P-14758) (E-15029)	1075.1420	n	(P-14758) (E-15029)
1075.995	n	(P-14758) (E-15029)	1075.1425	n	(P-14758) (E-15029)
1075.1000	n	(P-14758) (E-15029)	1075.1430	n	(P-14758) (E-15029)
1075.1005	n	(P-14758) (E-15029)	1075.1435	n	(P-14758) (E-15029)
1075.1010	n	(P-14758) (E-15029)	1075.1430	n	(P-14758) (E-15029)
1075.1015	n	(P-14758) (E-15029)	1075.1440	n	(P-14758) (E-15029)
1075.1020	n	(P-14758) (E-15029)	1075.1445	n	(P-14758) (E-15029)
1075.1025	n	(P-14758) (E-15029)	1075.1450	n	(P-14758) (E-15029)
1075.1030	n	(P-14758) (E-15029)	1075.1500	n	(P-14758) (E-15029)
1075.1035	n	(P-14758) (E-15029)	1075.1510	n	(P-14758) (E-15029)
1075.1040	n	(P-14758) (E-15029)	1075.1520	n	(P-14758) (E-15029)
1075.1045	n	(P-14758) (E-15029)	1075.1530	n	(P-14758) (E-15029)
1075.1050	n	(P-14758) (E-15029)	1075.1540	n	(P-14758) (E-15029)
1075.1055	n	(P-14758) (E-15029)	1075.1550	n	(P-14758) (E-15029)
1075.1100	n	(P-14758) (E-15029)	1075.1600	n	(P-14758) (E-15029)
1075.1105	n	(P-14758) (E-15029)	1075.1610	n	(P-14758) (E-15029)
1075.1110	n	(P-14758) (E-15029)	1075.1620	n	(P-14758) (E-15029)
1075.1115	n	(P-14758) (E-15029)	1075.1630	n	(P-14758) (E-15029)
1075.1120	n	(P-14758) (E-15029)	1075.1640	n	(P-14758) (E-15029)
1075.1125	n	(P-14758) (E-15029)	1075.1650	n	(P-14758) (E-15029)



<b>TITLE 47 (CONTD)</b>		938.10	am	(P-17592/89; A-3489)
360.901	n	(P-1726; A-9117) (E-2094)	938.20	am
360.902	n	(P-1726; A-9117) (E-2094)	938.30	am
360.903	n	(P-1726; A-9117) (E-2094)	938.40	r
360.904	n	(P-1726; A-9117) (E-2094)	938.45	n
360.905	n	(P-1726; A-9117) (E-2094)	938.50	r
360.906	n	(P-1726) (E-2094)	938.60	r
360.1001	n	(P-1726; A-9117) (E-2094)	938.Ex.A	r
360.1101	n	(P-1726; A-9117) (E-2094)	938.Ex.A	n
360.1102	n	(P-1726; A-9117) (E-2094)	938.Ex.B	r
400.102	n	(P-4451; A-17363) (E-4720)	1405.40	am
400.103	n	(P-4451; A-17363) (E-4720)	1407.20	n
400.104	n	(P-4451; A-17363) (E-4720)	1407.30	n
400.105	n	(P-4451; A-17363) (E-4720)	1407.60	n
400.106	ri	(P-4451; A-17363) (E-4720)	1407.70	n
400.107	ri	(P-4451; A-17363) (E-4720)	1407.80	n
400.108	ri	(P-4451; A-17363) (E-4720)	2005.30	am
400.109	n	(P-4451; A-17363) (E-4720)	2007.10	am
400.110	ri	(P-4451; A-17363) (E-4720)	2007.50	am
400.111	ri	(P-4451; A-17363) (E-4720)	2007.60	am
400.112	n	(P-4451; A-17363) (E-4720)	2007.70	am
400.113	n	(P-4451; A-17363) (E-4720)	2007.80	am
400.114	n	(P-4451; A-17363) (E-4720)	2007.90	am
400.115	n	(P-4451; A-17363) (E-4720)	2008.30	am
400.116	n	(P-4451; A-17363) (E-4720)	2008.61	n
400.117	n	(P-4451; A-17363) (E-4720)	2008.70	am
400.118	n	(P-4451; A-17363) (E-4720)	2008.80	am
410.101	n	(P-4449; A-17357) (E-4712)	2008.82	r
410.102	n	(P-4449; A-17357) (E-4712)	2008.82	n
410.103	n	(P-4449; A-17357) (E-4712)	2008.90	am
410.104	n	(P-4449; A-17357) (E-4712)		
410.105	n	(P-4449; A-17357) (E-4712)	2008.100	am
410.106	n	(P-4449; A-17357) (E-4712)	2008.101	n
410.107	n	(P-4449; A-17357) (E-4712)	2008.102	n
410.108	n	(P-4449; A-17357) (E-4712)	2008.103	n
410.109	n	(P-4449; A-17357) (E-4712)	2008.104	n
420.101	n	(P-4453; A-17373) (E-4734)	2008.120	r
420.102	n	(P-4453; A-17373) (E-4734)	2008.Ap.A	am
420.103	n	(P-4453; A-17373) (E-4734)		
420.104	n	(P-4453; A-17373) (E-4734)	2008.Ap.B	am
420.105	n	(P-4453; A-17373) (E-4734)	2008.Ap.C	am
420.106	n	(P-4453; A-17373) (E-4734)	2008.Ap.D	am
420.107	n	(P-4453; A-17373) (E-4734)	2008.Ap.E	am
420.108	n	(P-4453; A-17373) (E-4734)	2008.Ap.F	r
420.109	n	(P-4453; A-17373) (E-4734)	2008.Ap.G	r

<b>TITLE 50</b>				
754.Ex.B	am	(P-19013/89; A-5793)		
754.Ex.C	am	(P-15238)		
907.30	am	(P-8451; A-16920)		
909.20	am	(P-2744; A-13584)		
909.50	am	(P-2744; A-13584)		
909.100	#	(P-2744; A-13584)		
909.100	n	(P-2744; A-13584)		
909.110	#	(P-2744; A-13584)		
909.120	#	(P-2744; A-13584)		
930.30	am	(P-2754; A-13594)		
930.40	am	(P-2754; A-13594)		
930.60	#	(P-2754; A-13594)		
930.60	n	(P-2754; A-13594)		
930.70	#	(P-2754; A-13594)		
930.80	#	(P-2754; A-13594)		
930.90	#	(P-2754; A-13594)		
930.90	n	(P-2754; A-13594)		

<b>TITLE 50 (CONTD)</b>				
.II.B	n	(P-8828; A-17595)	3118.100	r
.II.C	n	(P-8828; A-17595)	3118.110	r
.II.D	n	(P-8828; A-17595)	3119.20	am
.II.E	n	(P-8828; A-17595)	3119.30	am
.II.F	n	(P-8828; A-17595)	3119.40	am
.II.G	n	(P-8828; A-17595)	3119.50	am
.II.H	n	(P-8828; A-17595)	3119.60	am
.II.I	n	(P-8828; A-17595)	3119.70	am
.II.J	n	(P-8828; A-17595)	3119.Ex.A	am
.II.K	n	(P-8828; A-17595)	3119.Ex.B	am
.II.L	n	(P-8828; A-17595)	3119.Ex.C	am
.II.M	n	(P-8828; A-17595)	3119.Ex.D	am
.II.N	n	(P-8828; A-17595)	3119.Ex.H	am
.II.O	n	(P-8828; A-17595)	7020.10	am
.II.P	n	(P-8828; A-17595)	7020.20	am
.II.Q	n	(P-8828; A-17595)	7020.30	am
.II.R	n	(P-8828; A-17595)	7020.40	am
.II.S	n	(P-8828; A-17595)	7020.50	am
.II.T	n	(P-8828; A-17595)	7020.60	am
.II.U	n	(P-8828; A-17595)	7020.70	am
.II.V	n	(P-8828; A-17595)	7030.20	am
.II.W	n	(P-8828; A-17595)	7030.80	am
.II.X	n	(P-8828; A-17595)	7030.100	n
.II.Y	n	(P-8828; A-17595)	7030.Ap.A	n
2011.10	am	(P-11075)	7040.10	am
2011.20	am	(P-11075)	7040.40	am
2011.40	am	(P-11075)	7040.70	am
2011.45	n	(P-11075)	7100.100	n
2011.50	am	(P-11075)	7110.80	n
2011.Ap.A	am	(P-11075)	8010.10	n
2011.Ap.B	r	(P-11075)	8010.20	n
2011.Ap.C	r	(P-11075)	8010.20	am
2012.10	n	(P-9181/89; A-10345)	8010.30	n
2012.20	n	(P-9181/89; A-10345)	8010.30	am
2012.30	n	(P-9181/89; A-10345)	8010.30	am
2012.40	n	(P-9181/89; A-10345)	8010.40	n
2012.50	n	(P-9181/89; A-10345)	8010.50	n
2012.60	n	(P-9181/89; A-10345)	8010.60	n
2012.70	n	(P-9181/89; A-10345)	8010.70	n
2012.80	n	(P-9181/89; A-10345)	8010.80	am
2012.90	n	(P-9181/89; A-10345)	8010.80	am
2012.100	n	(P-9181/89; A-10345)	8100.100	n
2012.110	n	(P-9181/89; A-10345)	8100.105	n
2012.120	n	(P-9181/89; A-10345)	8100.105	n
2012.130	n	(P-9181/89; A-10345)	8100.110	n
2012.Ex.A	n	(P-9181/89; A-10345)	8100.114	n
2012.Ex.B	n	(P-9181/89; A-10345)	8100.114	n
2012.Ex.C	n	(P-9181/89; A-10345)	8100.115	n
2013.10	n	(P-1729; A-17217)	8100.115	n
2013.20	n	(P-1729; A-17217)	8100.120	n
2013.30	n	(P-1729; A-17217)	8100.120	n
2013.40	n	(P-1729; A-17217)	8100.121	n
2013.50	n	(P-1729; A-17217)	8100.121	n
2013.60	n	(P-1729; A-17217)	8100.125	n
2013.70	n	(P-1729; A-17217)	8100.125	n
3113.50	am	(P-12935/89; A-2088)	8100.130	n
3113.60	am	(P-12935/89; A-2088)	8100.135	n
3118.10	am	(P-8454; A-17978)	8100.140	n
3118.30	r	(P-8454; A-17978)	8100.145	n
3118.40	r	(P-8454; A-17978)	8100.150	n
3118.60	am	(P-8454; A-17978)	8100.155	n
3118.70	r	(P-8454; A-17978)	8100.170	n
3118.80	am	(P-8454; A-17978)	8100.190	n

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<b>TITLE 59 (CONTD)</b>					
115.110	n	(P-15183/89; RC-10145; RC-10128; A-10865)	117.325	n	(P-14671) (E-14987; O-17716)
115.120	n	(P-15183/89; RC-10145; RC-10128; A-10865)	117.330	n	(P-14671) (E-14987; O-17716)
115.200	n	(P-15183/89; RC-10145; RC-10128; A-10865)	117.335	n	(P-14671) (E-14987; O-17716)
115.210	n	(P-15183/89; RC-10145; RC-10128; A-10865)	117.340	n	(P-14671) (E-14987; O-17716)
115.215	n	(A-10865)	117.345	n	(P-14671) (E-14987; O-17716)
115.220	n	(P-15183/89; RC-10145; RC-10128; A-10865)	117.350	n	(P-14671) (E-14987; O-17716)
115.230	n	(P-15183/89; RC-10145; RC-10128; A-10865)	117.Ap.A	n	(P-14671) (E-14987)
115.240	n	(P-15183/89; RC-10145; RC-10128; A-10865)	II.A	n	(P-14671) (E-14987)
115.250	n	(P-15183/89; RC-10145; RC-10128; A-10865)	II.B	n	(P-14671) (E-14987)
115.300	n	(P-15183/89; RC-10145; RC-10128; A-10865)	117.Ap.B	n	(P-14671) (E-14987)
115.310	n	(P-15183/89; RC-10145; RC-10128; A-10865)	II.A	n	(P-14671) (E-14987)
115.320	n	(P-15183/89; RC-10145; RC-10128; A-10865)	II.B	n	(P-14671) (E-14987)
115.400	n	(P-15183/89; RC-10145; RC-10128; A-10865)	II.C	n	(P-14671) (E-14987)
115.410	n	(P-15183/89; RC-10145; RC-10128; A-10865)	II.D	n	(P-14671) (E-14987)
115.420	n	(P-15183/89; RC-10145; RC-10128; A-10865)	II.E	n	(P-14671) (E-14987)
115.430	n	(P-15183/89; RC-10145; RC-10128; A-10865)	119.100	n	(P-13377/89; W-3696)
115.440	n	(P-15183/89; RC-10145; RC-10128; A-10865)	119.105	n	(P-3356; A-17227)
115.450	n	(P-15183/89; RC-10145; RC-10128; A-10865)	119.110	n	(P-3356; A-17227)
115.460	n	(P-15183/89; RC-10145; RC-10128; A-10865)	119.115	n	(P-13377/89; W-3696)
115.470	n	(P-15183/89; RC-10145; RC-10128; A-10865)	119.120	n	(P-13377/89; W-3696)
115.Ap.A	n	(A-10865)	119.125	n	(P-3356; A-17227)
117.100	n	(P-14671) (E-14987; O-17716)	119.130	n	(P-13377/89; W-3696)
117.110	n	(P-14671) (E-14987)	119.135	n	(P-13377/89; W-3696)
117.115	n	(P-14671) (E-14987; O-17716)	119.140	n	(P-13377/89; W-3696)
117.120	n	(P-14671) (E-14987; O-17716)	119.200	n	(P-13377/89; W-3696)
117.125	n	(P-14671) (E-14987; O-17716)	119.205	n	(P-3356; A-17227)
117.130	n	(P-14671) (E-14987; O-17716)	119.210	n	(P-13377/89; W-3696)
117.135	n	(P-14671) (E-14987; O-17716)	119.215	n	(P-3356; A-17227)
117.140	n	(P-14671) (E-14987; O-17716)	119.220	n	(P-13377/89; W-3696)
117.145	n	(P-14671) (E-14987; O-17716)	119.225	n	(P-3356; A-17227)
117.200	n	(P-14671) (E-14987; O-17716)	119.230	n	(P-13377/89; W-3696)
117.205	n	(P-14671) (E-14987; O-17716)	119.235	n	(P-3356; A-17227)
117.210	n	(P-14671) (E-14987; O-17716)	119.240	n	(P-3356; A-17227)
117.215	n	(P-14671) (E-14987; O-17716)	119.245	n	(P-3356; A-17227)
117.220	n	(P-14671) (E-14987; O-17716)	119.250	n	(P-3356; A-17227)
117.225	n	(P-14671) (E-14987; O-17716)	119.255	n	(P-3356; A-17227)
117.230	n	(P-14671) (E-14987; O-17716)	119.260	n	(P-3356; RC-16074; A-17227)
117.235	n	(P-14671) (E-14987; O-17716)	119.300	n	(P-13377/89; W-3696)
117.240	n	(P-14671) (E-14987; O-17716)	119.305	n	(P-3356; A-17227)
117.300	n	(P-14671) (E-14987; O-17716)	119.310	n	(P-13377/89; W-3696)
117.305	n	(P-14671) (E-14987; O-17716)	119.315	n	(P-3356; A-17227)
117.310	n	(P-14671) (E-14987; O-17716)	119.320	n	(P-13377/89; W-3696)
117.315	n	(P-14671) (E-14987; O-17716)	119.325	n	(P-3356; A-17227)
117.320	n	(P-14671) (E-14987; O-17716)	119.330	n	(P-13377/89; W-3696)
			119.335	n	(P-3356; A-17227)
			119.340	n	(P-13377/89; W-3696) (P-3356)
			119.345	n	(P-13377/89; W-3696)

<b>TITLE 59 (CONTD)</b>					
119.350	n	(P-13377/89; W-3696)	200.11	n	(P-18061/89; A-3503)
119.355	n	(P-13377/89; W-3696)	200.12	n	(P-18061/89; A-3503)
119.360	n	(P-13377/89; W-3696)	200.20	r	(P-18056/89; A-3501)
119.365	n	(P-13377/89; W-3696)	200.30	r	(P-18056/89; A-3501)
119.370	n	(P-13377/89; W-3696)	200.40	r	(P-18056/89; A-3501)
119.375	n	(P-13377/89; W-3696)	200.50	r	(P-18056/89; A-3501)
119.380	n	(P-13377/89; W-3696)	200.60	r	(P-18056/89; A-3501)
119.385	n	(P-13377/89; W-3696)	200.70	r	(P-18056/89; A-3501)
119.390	n	(P-13377/89; W-3696)	200.80	r	(P-18056/89; A-3501)
119.395	n	(P-13377/89; W-3696)	200.90	r	(P-18056/89; A-3501)
119.500	n	(P-13377/89; W-3696)	200.100	n	(P-18061/89; A-3503)
119.700	n	(P-13377/89; W-3696)	200.101	n	(P-18061/89; A-3503)
119.705	n	(P-13377/89; W-3696)	200.102	n	(P-18061/89; A-3503)
119.710	n	(P-13377/89; W-3696)	200.103	n	(P-18061/89; A-3503)
119.715	n	(P-13377/89; W-3696)	200.104	n	(P-18061/89; A-3503)
119.800	n	(P-13377/89; W-3696)	200.105	n	(P-18061/89; A-3503)
119.900	n	(P-13377/89; W-3696)	200.106	n	(P-18061/89; A-3503)
119.905	n	(P-13377/89; W-3696)	200.107	n	(P-18061/89; A-3503)
119.910	n	(P-13377/89; W-3696)	200.108	n	(P-18061/89; A-3503)
119.1000	n	(P-13377/89; W-3696)	200.200	n	(P-18061/89; A-3503)
119.1005	n	(P-13377/89; W-3696)	200.201	n	(P-18061/89; A-3503)
119.1100	n	(P-13377/89; W-3696)	200.202	n	(P-18061/89; A-3503)
119.1105	n	(P-13377/89; W-3696)	200.203	n	(P-18061/89; A-3503)
130.10	am	(P-17744) (E-18100)	200.204	n	(P-18061/89; A-3503)
130.11	n	(P-17744)	200.205	n	(P-18061/89; A-3503)
130.15	am	(P-17744)	200.206	n	(P-18061/89; A-3503)
130.20	am	(P-17744) (E-18100)	200.300	n	(P-18061/89; A-3503)
130.20	am	(P-17744) (E-18100)	200.301	n	(P-18061/89; A-3503)
130.30	am	(P-17744) (E-18100)	200.302	n	(P-18061/89; A-3503)
130.40	am	(P-17744) (E-18100)	200.400	n	(P-18061/89; A-3503)
130.50	am	(P-17744)	200.401	n	(P-18061/89; A-3503)
130.51	am	(P-17744)	200.402	n	(P-18061/89; A-3503)
130.60	am	(P-17744 (E-18100))	200.500	n	(P-18061/89; A-3503)
130.70	am	(P-17744 (E-18100))	200.501	n	(P-18061/89; A-3503)
130.80	am	(P-17744) (E-18100)	200.502	n	(P-18061/89; A-3503)
130.90	r	(P-17744) (E-18100)	200.503	n	(P-18061/89; A-3503)
130.100	am	(P-17744) (E-18100)	200.504	n	(P-18061/89; A-3503)
130.110	am	(P-17744) (E-18100)	200.505	n	(P-18061/89; A-3503)
130.120	am	(P-17744) (E-18100)	200.600	n	(P-18061/89; A-3503)
130.130	am	(P-17744) (E-18100)	200.601	n	(P-18061/89; A-3503)
130.140	am	(P-17744) (E-18100)	200.602	n	(P-18061/89; A-3503)
130.150	am	(P-17744) (E-18100)	200.603	n	(P-18061/89; A-3503)
130.160	am	(P-17744) (E-18100)	200.604	n	(P-18061/89; A-3503)
130.170	am	(P-17744) (E-18100)	200.700	n	(P-18061/89; A-3503)
130.180	am	(P-17744) (E-18100)	200.701	n	(P-18061/89; A-3503)
130.190	am	(P-17744) (E-18100)	200.800	n	(P-18061/89; A-3503)
130.200	am	(P-17744) (E-18100)	200.801	n	(P-18061/89; A-3503)
130.210	am	(P-17744) (E-18100)	200.802	n	(P-18061/89; A-3503)
130.220	am	(P-17744) (E-18100)	200.803	n	(P-18061/89; A-3503)
130.230	am	(P-17744) (E-18100)	200.804	n	(P-18061/89; A-3503)
130.240	am	(P-17744) (E-18100)	200.805	n	(P-18061/89; A-3503)
130.250	am	(P-17744) (E-18100)	200.806	n	(P-18061/89; A-3503)
130.Tb.A	am	(P-17744) (E-18100)	200.807	n	(P-18061/89; A-3503)
130.Tb.B	am	(P-17744) (E-18100)	200.808	n	(P-18061/89; A-3503)
301.10	am	(P-1708; A-17964)	200.809	n	(P-18061/89; A-3503)
301.20	am	(P-1708; A-17964)	200.810	n	(P-18061/89; A-3503)
301.30	am	(P-1708; A-17964)	200.900	n	(P-18061/89; A-3503)
301.40	am	(P-1708; A-17964)	200.901	n	(P-18061/89; A-3503)
301.50	am	(P-1708; A-17964)	200.902	n	(P-18061/89; A-3503)
301.60	am	(P-1708; A-17964)	200.903	n	(P-18061/89; A-3503)
			200.904	n	(P-18061/89; A-3503)
			200.905	n	(P-18061/89; A-3503)
<b>TITLE 62</b>			200.906	n	(P-18061/89; A-3503)
200.10	r	(P-18056/89; A-3501)	200.907	n	(P-18061/89; A-3503)
200.10	n	(P-18061/89; A-3503)			





<b>TITLE 68 (CONT'D)</b>					
1400.30	am	(P-2913/89; O-4754; A-4515; PF-4760; M-12935; A-12735)	420.420 420.630 420.640	am	(P-1541; A-15327)
1400.40	am	(P-2913/89; A-4515)		am	(P-15645)
1400.50	am	(P-2913/89; A-4515)		am	(P-15645)
1400.60	am	(P-2913/89; A-4515)			
1400.65	am	(P-2913/89; A-4515)			
1400.70	am	(P-2913/89; A-4515)			
1400.80	am	(P-2913/89; A-4515)			
1400.90	am	(P-2913/89; A-4515)			
1480.10	r	(P-14291)			
1480.20	r	(P-14291)			
1480.30	r	(P-14291)			
1480.40	r	(P-14291)			
1480.45	#	(P-14291)			
1480.50	r	(P-14291)			
1480.60	#	(P-14291)			
1480.110	n	(P-14291)			
1480.120	n	(P-14291)			
1480.130	n	(P-14291)			
1480.140	n	(P-14291)			
1480.150	n	(P-14291)			
1480.160	n	(P-14291)			
1480.170	n	(P-14291)			
1480.180	n	(P-14291)			
1480.190	n	(P-14291)			
1480.200	n	(P-14291)			
1480.210	n	(P-14291)			
1480.220	n	(P-14291)			
<b>TITLE 71</b>					
2005.10	n	(P-15640/89; RC-2131; A-7228)			
2005.20	n	(P-15640/89; O-2124; M-7267; RC-2131; A-7228)			
2005.30	n	(P-15640/89; RC-2131; A-7228)			
2005.40	n	(P-15640/89; RC-2131; M-7267; A-7228)			
2005.50	n	(P-15640/89; O-2124; M-7267; RC-2131; A-7228)			
2005.60	n	(P-15640/89; RC-2131 M-7267; A-7228)			
2005.70	n	(P-15640/89; RC-2131; M-7267; A-7228)			
2005.80	n	(P-15640/89; RC-2131 A-7228)			
2005.90	n	(P-15640/89; RC-2131 A-7228)			
<b>TITLE 74</b>					
280.10	am	(P-18359)			
280.20	am	(P-18359)			
280.35	am	(P-18359)			
285.1102	am	(P-17139)			
285.1106	am	(P-17139)			
290.1203	am	(P-18649/89; A-5757)			
290.1204	am	(P-18649/89; A-5757)			
290.1205	am	(P-18649/89; A-5757)			
290.1206	am	(P-18649/89; A-5757)			
290.1207	am	(P-18649/89; A-5757)			
290.1209	am	(P-18649/89; A-5757)			
290.1210	am	(P-18649/89; A-5757)			
290.1211	am	(P-18649/89; A-5757)			
290.Ap.A	am	(P-18649/89; A-5757)			
290.Ap.B	am	(P-18649/89; A-5757)			

<b>TITLE 77 (CONT'D)</b>					
300.3260	am	(P-9957)			
330.330	am	(P-9920)			
330.913	am	(P-9920)			
330.1110	am	(P-9920)			
330.2010	am	(P-1827; A-14928)			
330.2210	am	(P-1827; A-14928)			
330.2230	am	(P-1827; A-14928)			
330.2420	am	(P-1827; A-14928)			
330.3060	am	(P-1827; A-14928)			
330.3160	am	(P-1827; A-14928)			
330.3620	am	(P-1827; A-14928)			
330.3690	am	(P-1827; A-14928)			
330.3720	am	(P-1827; A-14928)			
330.4220	am	(P-9920)			
330.4240	am	(P-9920)			
330.4260	am	(P-9920)			
350.110	am	(P-2210; A-14876)			
350.120	am	(P-2210; A-14876)			
350.330	am	(P-9833)			
350.680	am	(P-9833)			
350.1220	am	(P-9833)			
350.1910	am	(P-2210; A-14876)			
350.2010	am	(P-2210; A-14876)			
350.2030	am	(P-2210; A-14876)			
350.2220	am	(P-2210; A-14876)			
350.2720	am	(P-2210; A-14876)			
350.2730	am	(P-2210; A-14876)			
350.3020	am	(P-2210; A-14876)			
350.3030	am	(P-2210; A-14876)			
350.3220	am	(P-9833)			
350.3230	am	(P-2210; A-14876)			
350.3240	am	(P-9833)			
350.3260	am	(P-9833)			
350.3710	am	(P-9833)			
350.3720	am	(P-9833)			
350.3730	am	(P-9833)			
350.3750	am	(P-9833)			
350.3770	am	(P-9833)			
350.3780	am	(P-9833)			
350.3810	am	(P-9833)			
350.3880	am	(P-9833)			
350.3900	am	(P-9833)			
350.3940	am	(P-9833)			
350.4010	am	(P-9833)			
350.Tb.D	am	(P-9833)			
350.Tb.E	am	(P-9833)			
390.330	am	(P-9883)			
390.1030	am	(P-9883)			
390.1920	am	(P-2237; A-14904)			
390.2010	am	(P-2237; A-14904)			
390.2030	am	(P-2237; A-14904)			
390.2220	am	(P-2237; A-14904)			
390.2720	am	(P-2237; A-14904)			
390.2730	am	(P-2237; A-14904)			
390.2990	am	(P-2237; A-14904)			
390.3020	am	(P-2237; A-14904)			
390.3030	am	(P-2237; A-14904)			
390.3220	am	(P-9883)			
390.3240	am	(P-9883)			
390.3260	am	(P-9883)			
400.100	n	(P-10648)			
400.110	n	(P-10648)			
400.120	n	(P-10648)			

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<b>TITLE 77 (CONT'D)</b>					
672.620	n	(P-11132)	694.20	am	(P-5448; A-14551)
672.625	n	(P-11132)	694.100	n	(P-5491/89; O-15888/89; RC-15892/89; M-20136/89; A-1609)
672.630	n	(P-11132)			
672.635	n	(P-11132)	694.100	am	(P-5448; A-14551) (E-5882)
672.640	n	(P-11132)	694.110	n	(P-5491/89; O-15888/89; RC-15892/89; M-20136/89; A-1609)
672.645	n	(P-11132)			
672.650	n	(P-11132)			
672.655	n	(P-11132)	694.120	n	(P-5491/89; O-15888/89; RC-15892/89; M-20136/89; A-1609)
672.660	n	(P-11132)			
672.665	n	(P-11132)	694.200	n	(P-5491/89; O-15888/89; RC-15892/89; M-20136/89; A-1609)
672.670	n	(P-11132)			
672.Ap.A	n	(P-11132)			
682.100	am	(P-19185/89; A-10447)			
682.105	am	(P-19185/89; A-10447)	694.210	n	(P-5491/89; O-15888/89; RC-15892/89; M-20136/89; A-1609)
682.110	am	(P-19185/89; A-10447)			
682.120	am	(P-19185/89; A-10447)	694.220	n	(P-5491/89; O-15888/89; RC-15892/89; M-20136/89; A-1609)
682.140	am	(P-19185/89; A-10447)			
682.150	am	(P-19185/89; A-10447)			
682.160	am	(P-19185/89; A-10447)	694.Ap.A	n	(P-5491/89; O-15888/89; RC-15892/89; M-20136/89; A-1609)
682.180	am	(P-19185/89; A-10447)			
682.190	am	(P-19185/89; A-10447)	694.Ap.B	n	(P-5491/89; O-15888/89; RC-15892/89; M-20136/89; A-1609)
682.200	am	(P-19185/89; A-10447)			
682.210	am	(P-19185/89; A-10447)	694.Ap.C	n	(P-5491/89; O-15888/89; RC-15892/89; M-20136/89; A-1609)
682.220	am	(P-19185/89; A-10447)			
682.230	am	(P-19185/89; A-10447)	695.10	am	(P-5749; A-14562) (E-5890) (P-17873)
682.240	am	(P-19185/89; A-10447)			
682.250	am	(P-19185/89; A-10447)	697.10	am	(P-16779)
682.260	am	(P-19185/89; A-10447)	697.20	am	(P-16779)
682.320	am	(P-19185/89; A-10447)	697.30	am	(P-16779)
682.330	am	(P-19185/89; A-10447)	697.100	am	(P-16779)
682.350	am	(P-19185/89; A-10447)	697.120	am	(P-16779)
682.410	am	(P-19185/89; A-10447)	697.130	am	(P-16779)
682.420	am	(P-19185/89; A-10447)	697.140	am	(P-16779)
682.440	am	(P-19185/89; A-10447)	697.150	r	(P-16779)
682.450	am	(P-19185/89; A-10447)	697.160	am	(P-16779)
682.500	am	(P-19185/89; A-10447)	697.170	am	(P-16779)
682.510	am	(P-19185/89; A-10447)	697.180	am	(P-16779)
682.610	am	(P-19185/89; A-10447)	697.300	am	(P-16779)
682.620	am	(P-19185/89; A-10447)	697.Ap.A	r	(P-16779)
682.Ap.A	am	(P-19185/89; A-10447)	697.Ap.B	am	(P-16779)
682.Ap.B	am	(P-19185/89; A-10447)	710.210	am	(P-15246)
682.Ap.C	am	(P-19185/89; A-10447)	725.20	am	(P-14306/89; A-864)
682.Ap.D	am	(P-19185/89; A-10447)	725.44	am	(P-14306/89; A-864)
682.Ap.E	am	(P-19185/89; A-10447)	725.70	am	(P-14306/89; A-864)
682.Ap.F	am	(P-19185/89; A-10447)	725.71	am	(P-14306/89; A-864)
682.Ap.G	am	(P-19185/89; A-10447)	750.540	am	(P-5050) (P-11110)
682.Ap.H	am	(P-19185/89; A-10447)	750.551	n	(P-5050)
682.Ap.I	am	(P-19185/89; A-10447)	750.560	am	(P-5050)
682.Ap.J	am	(P-19185/89; A-10447)	790.80	am	(P-4437; A-11988) (E-4620)
690.100	am	(P-16810)	790.500	am	(P-4437; A-11988) (E-4620)
693.10	am	(P-16817)	790.540	am	(E-9556) (P-9357; A-17298)
693.15	am	(P-16817)			
693.20	am	(P-16817)	790.548	am	(P-4437; A-11988) (E-4620)
693.30	am	(P-16817)	790.580	am	(P-16910/89; A-3184)
693.40	am	(P-16817)	790.620	am	(P-4437; A-11988) (E-4620)
693.80	am	(P-16817)	790.721	am	(E-9556) (P-9357; A-17298)
693.140	am	(P-16817)			
694.10	n	(P-5491/89; O-15888/89; RC-15892/89; M-20136/89; A-1609)			
694.20	n	(P-5491/89; O-15888/89; RC-15892/89; M-20136/89; A-1609)			

<b>TITLE 77 (CONT'D)</b>					
790.740	am	(P-16910/89; A-3184) (P-4437; A-11988) (E-4620)	790.2614	am	(P-4437; A-11988) (E-4620)
		(E-9556)	790.2617	am	(P-13133) (E-13325) (P-18457) (E-18588)
		(P-9357; A-17298) (P-13133) (E-13325)	790.2618	am	(P-1220; A-8154) (E-1505) (P-4437; A-11988) (E-4620) (P-18457) (E-18588)
790.760	n	(E-9556) (P-9357; A-17298)	790.2645	n	(P-18457) (E-18588)
790.788	am	(E-9556) (P-9357; A-17298)	790.2655	n	(P-18457) (E-18588)
790.830	n	(E-9556) (P-9357; A-17298)	790.2660	r	(P-18457) (E-18588)
790.860	am	(P-4437; A-11988) (E-4620) (E-9556) (P-9357; A-17298)	790.2661	n	(P-4437; A-11988) (E-4620)
		(P-4437; A-11988) (E-4620)	790.2662	n	(P-4437; A-11988) (E-4620)
790.900	am	(P-13133) (E-13325)	790.2662	am	(E-9556) (P-9357; A-17298) (P-13133) (E-13325) (P-18457) (E-18588)
790.910	am	(P-16910/89; A-3184)			
790.920	n	(P-4437; A-11988) (E-4620)	790.2780	am	(P-4437; A-11988) (E-4620) (E-9556) (P-9357; A-17298)
790.1060	am	(P-18457) (E-18588)			
790.1127	am	(P-18457) (E-18588)	790.2820	am	(E-9556) (P-9357; A-17298)
790.1131	am	(P-16910/89; A-3184)	790.2860	am	(E-9556) (P-9357; A-17298)
790.1140	am	(P-1220; A-8154) (E-1505)	790.2902	n	(P-16910/89; A-3184)
790.1200	r	(P-4437; A-11988) (E-4620)	790.2902	am	(E-9556) (P-9357; A-17298; A-17298)
790.1300	am	(P-18457) (E-18588)			
790.1390	n	(P-4437; A-11988) (E-4620)	790.2915	n	(E-9556) (P-9357; A-17298)
790.1420	am	(P-18457) (E-18588)	790.2940	am	(P-16910/89; A-3184)
790.1423	am	(E-9556) (P-9357; A-17298)	790.2980	am	(P-16910/89; A-3184)
790.1460	am	(P-1220; A-8154) (E-1505)	790.3020	am	(E-9556) (P-9357; A-17298)
790.1560	am	(E-9556) (P-9357; A-17298)	790.3025	am	(P-4437; A-11988) (E-4620)
790.1577	am	(P-4437; A-11988) (E-4620)	790.3027	am	(P-18457) (E-18588)
790.1660	am	(P-18457) (E-18588)	790.3032	am	(P-4437; A-11988) (E-4620)
790.1685	am	(P-16910/89; A-3184) (P-4437; A-11988) (E-4620)	790.3033	am	(P-4437; A-11988) (E-4620)
790.1686	am	(P-4437; A-11988) (E-4620)	790.3049	am	(P-4437; A-11988) (E-4620)
		(E-9556) (P-9357; A-17298)	790.3051	am	(P-4437; A-11988) (E-4620)
790.1700	am	(E-9556) (P-9357; A-17298)	790.3054	am	(P-1220; A-8154) (E-1505)
790.1708	am	(P-4437; A-11988) (E-4620)	790.3140	am	(P-4437; A-11988) (E-4620)
790.1719	am	(P-4437; A-11988) (E-4620)	790.3220	am	(E-9556) (P-9357; A-17298) (P-18457) (E-18588)
790.1740	am	(P-4437; A-11988) (E-4620)			
790.1858	am	(P-4437; A-11988) (E-4620)	790.3300	am	(P-4437; A-11988) (E-4620)
790.1950	n	(P-4437; A-11988) (E-4620)	790.3315	am	(P-13133) (E-13325)
790.1950	am	(P-18457) (E-18588)	790.3335	am	(E-9556) (P-9357; A-17298) (P-18457) (E-18588)
790.1960	n	(E-9556) (P-9357; A-17298)			
790.1960	am	(P-18457) (E-18588)	790.3340	am	(P-1220; A-8154) (E-1505) (E-9556) (P-9357; A-17298)
790.1960	am	(E-9556) (P-9357; A-17298)			
790.2060	am	(P-1220; A-8154) (E-1505)	790.3350	n	(P-16910/89; A-3184)
790.2097	am	(P-16910/89; A-3184) (P-4437; A-11988) (E-4620)	790.3350	am	(P-18457) (E-18588)
		(P-1220; A-8154) (E-1505)	790.3420	am	(P-1220; A-8154) (E-1505)
790.2140	am	(E-9556) (P-9357; A-17298)	790.3437	am	(E-9556) (P-9357; A-17298)
		(P-18457) (E-18588)	790.3440	am	(P-16910/89; A-3184)
790.2155	n	(E-9556) (P-9357; A-17298)	790.3492	am	(P-4437; A-11988) (E-4620)
790.2155	am	(P-18457) (E-18588)	790.3540	am	(P-4437; A-11988) (E-4620)
790.2180	am	(E-9556) (P-9357; A-17298)	790.3620	am	(P-16910/89; A-3184) (E-9556) (P-9357; A-17298)
790.2260	am	(P-4437; A-11988) (E-4620) (E-9556) (P-9357; A-17298)			
		(P-4437; A-11988) (E-4620)	790.3742	am	(P-4437; A-11988) (E-4620)
790.2380	am	(P-4437; A-11988) (E-4620)	790.3904	n	(P-13133) (E-13325)
790.2460	am	(P-4437; A-11988) (E-4620)	790.3910	am	(P-1220; A-8154) (E-1505) (P-4437; A-11988) (E-4620)
790.2462	n	(P-4437; A-11988) (E-4620)			
790.2465	am	(P-13133) (E-13325) (P-18457) (E-18588)	790.3914	n	(P-13133) (E-13325) (P-18457) (E-18588)
		(E-9556) (P-9357; A-17298)			
790.2485	n	(P-4437; A-11988) (E-4620)	790.3940	am	(P-4437; A-11988) (E-4620)
790.2500	am	(P-4437; A-11988) (E-4620)	790.3945	am	(P-4437; A-11988) (E-4620)
790.2540	am	(P-4437; A-11988) (E-4620) (E-9556) (P-9357; A-17298)	790.4040	am	(E-9556) (P-9357; A-17298)
		(P-4437; A-11988) (E-4620)	790.4060	am	(P-4437; A-11988) (E-4620)
790.2580	am	(P-1220) (E-1505)	790.4140	am	(E-9556) (P-9357; A-17298)
790.2603	r	(P-1220; A-8154) (P-4437; A-11988) (E-4620)	790.4180	am	(P-4437; A-11988) (E-4620)
790.2603	am	(P-1220; A-8154) (P-4437; A-11988) (E-4620)	790.4220am	am	(P-4437; A-11988) (E-4620)
790.2605	am	(E-9556) (P-9357; A-17298)			



<b>TITLE 77 (CONT'D)</b>			905.120	am	(P-16305)
855.Ap.C	am	(P-172; A-12552) (E-335)	905.125	n	(P-16305)
II.A	am	(P-172; A-12552) (E-335)	905.130	am	(P-16305)
II.B	am	(P-172; A-12552) (E-335)	905.140	am	(P-16305)
II.C	am	(P-172; A-12552) (E-335)	905.150	am	(P-16305)
II.D	am	(P-172; A-12552) (E-335)	905.160	am	(P-16305)
II.E	am	(P-172; A-12552) (E-335)	905.170	am	(P-16305)
II.F	am	(P-172; A-12552) (E-335)	905.180	am	(P-16305)
II.G	am	(P-172; A-12552) (E-335)	905.190	am	(P-16305)
II.H	n	(P-172; A-12552) (E-335)	905.200	am	(P-16305)
II.I	n	(P-172; A-12552) (E-335)	905.210	r	(P-16305)
II.J	n	(P-172; A-12552) (E-335)	.Ap.A	am	(P-16305)
890.120	am	(P-4543/89; A-1385)	II. A	am	(P-16305)
890.620	am	(P-4543/89; A-1385)	II. C	am	(P-16305)
890.630	am	(P-4543/89; A-1385)	II. D	am	(P-16305)
890.640	am	(P-4543/89; A-1385)	II. E	am	(P-16305)
890.730	am	(P-4543/89; A-1385)	II. F	am	(P-16305)
890.820	am	(P-4543/89; A-1385)	II. G	am	(P-16305)
890.830	am	(P-4543/89; A-1385)	II. H	am	(P-16305)
890.920	am	(P-4543/89; A-1385)	II. I	am	(P-16305)
890.1040	am	(P-4543/89; A-1385)	II. J	am	(P-16305)
890.1070	am	(P-4543/89; A-1385)	II. K	am	(P-16305)
890.1110	am	(P-4543/89; A-1385)	II. L	am	(P-16305)
890.1210	am	(P-4543/89; A-1385)	II. M	am	(P-16305)
890.1410	am	(P-4543/89; A-1385)	Ex. A	am	(P-16305)
890.1460	am	(P-4543/89; A-1385)	II. M	am	(P-16305)
890.1540	am	(P-4543/89; A-1385)	Ex. B	r	(P-16305)
890.1550	am	(P-4543/89; A-1385)	II. N	am	(P-16305)
890.1620	am	(P-4543/89; A-1385)	II. R	am	(P-16305)
890.1640	am	(P-4543/89; A-1385)	II. U	am	(P-16305)
890.1650	am	(P-4543/89; A-1385)	905.App.B	am	(P-16305)
890.1720	am	(P-4543/89; A-1385)	920.50	am	(P-15338/89; A-228)
890.1750	am	(P-4543/89; A-1385)	920.120	am	(P-15338/89; A-228)
890.2000	am	(P-4543/89; A-1385)	920.130	am	(P-15338/89; A-228)
890.2110	am	(P-4543/89; A-1385)	920.150	am	(P-15338/89; A-228)
890.3010	n	(P-4543/89; A-1385)	920.160	am	(P-15338/89; A-228) (P-5484; A-14871)
890.3020	n	(P-4543/89; A-1385)	935.10	am	(P-2498; A-12633)
890.3030	n	(P-4543/89; A-1385)	935.20	am	(P-2498; A-12633)
890.3040	n	(P-4543/89; A-1385)	935.25	n	(P-2498; A-12633)
890.3050	n	(P-4543/89; A-1385)	935.30	am	(P-2498; A-12633)
890.3060	n	(P-4543/89; A-1385)	935.35	n	(P-2498; A-12633)
890.3070	n	(P-4543/89; A-1385)	935.40	am	(P-2498; A-12633)
890.3080	n	(P-4543/89; A-1385)	935.40	am	(P-2498; A-12633)
890.3090	n	(P-4543/89; A-1385)	935.50	am	(P-2498; A-12633)
890.4000	n	(P-4543/89; A-1385)	935.60	am	(P-2498; A-12633)
900.10	am	(P-5457; A-14844)	935.65	n	(P-2498; A-12633)
900.40	am	(P-5457; A-14844)	935.70	am	(P-2498; A-12633)
900.50	am	(P-5457; A-14844)	935.80	am	(P-2498; A-12633)
900.60	am	(P-5457; A-14844)	935.85	n	(P-2498; A-12633)
900.65	am	(P-5457; A-14844)	935.90	am	(P-2498; A-12633)
900.70	am	(P-5457; A-14844)	935.100	am	(P-2498; A-12633)
900.80	am	(P-5457; A-14844)	935.105	n	(P-2498; A-12633)
900.Tb.D	n	(P-5457; A-14844)	935.110	am	(P-2498; A-12633)
905.10	am	(P-16305)	935.120	am	(P-2498; A-12633)
905.15	am	(P-16305)	935.130	am	(P-2498; A-12633)
905.20	am	(P-16305)	1130.110	n	(P-17245/89; A-7183)
905.30	am	(P-16305)	1130.120	n	(P-17245/89; A-7183)
905.40	am	(P-16305)	1130.130	n	(P-17245/89; A-7183)
905.55	n	(P-16305)	1130.140	n	(P-17245/89; A-7183)
905.60	am	(P-16305)	1130.150	n	(P-17245/89; A-7183)
905.70	am	(P-16305)	1130.210	n	(P-17245/89; A-7183)
905.80	am	(P-16305)	1130.220	n	(P-17245/89; A-7183)
905.90	am	(P-16305)	1130.310	n	(P-17245/89; A-7183)
905.100	am	(P-16305)	1130.410	n	(P-17245/89; A-7183)

<b>TITLE 77 (CONT'D)</b>			1190.20	am	(P-16917/89; A-5550)
1130.510	n	(P-17245/89; A-7183)	1190.25	n	(P-16917/89; A-5550)
1130.520	n	(P-17245/89; A-7183)	1190.30	am	(P-16917/89; A-5550)
1130.530	n	(P-17245/89; A-7183)	1190.40	am	(P-16917/89; A-5550)
1130.540	n	(P-17245/89; A-7183)	1190.50	am	(P-16917/89; A-5550)
1130.550	n	(P-17245/89; A-7183)	1190.60	am	(P-16917/89; A-5550)
1130.560	n	(P-17245/89; A-7183)	1190.70	am	(P-16917/89; A-5550)
1130.570	n	(P-17245/89; A-7183)	1190.80	am	(P-16917/89; A-5550)
1130.610	n	(P-17245/89; A-7183)	1220.10	r	(P-16714/89; A-5172)
1130.620	n	(P-17245/89; A-7183)	1220.20	r	(P-16714/89; A-5172)
1130.630	n	(P-17245/89; A-7183)	1220.30	r	(P-16714/89; A-5172)
1130.640	n	(P-17245/89; A-7183)	1220.40	r	(P-16714/89; A-5172)
1130.650	n	(P-17245/89; A-7183)	1230.510	r	(P-6708/89; A-5165)
1130.660	n	(P-17245/89; A-7183)	1230.520	r	(P-6708/89; A-5165)
1130.670	n	(P-17245/89; A-7183)	1230.530	r	(P-6708/89; A-5165)
1130.680	n	(P-17245/89; A-7183)	1240.80	r	(P-16703/89; A-5162)
1130.710	n	(P-17245/89; A-7183)	2058.105	am	(P-6457)
1130.720	n	(P-17245/89; A-7183)	2058.110	am	(P-6457)
1130.730	n	(P-17245/89; A-7183)	2058.120	am	(P-6457)
1130.740	n	(P-17245/89; A-7183)	2058.125	am	(P-6457)
1130.750	n	(P-17245/89; A-7183)	2058.303	am	(P-6457)
1130.760	n	(P-17245/89; A-7183)	2058.306	am	(P-6457)
1130.770	n	(P-17245/89; A-7183)	2058.309	am	(P-6457)
1130.780	n	(P-17245/89; A-7183)	2058.312	am	(P-6457)
1130.810	n	(P-17245/89; A-7183)	2058.315	am	(P-6457)
1150.110	r	(P-5580/89; A-5168)	2058.318	am	(P-6457)
1150.210	r	(P-5580/89; A-5168)	2058.319	am	(P-6457)
1150.220	r	(P-5580/89; A-5168)	2058.321	am	(P-6457)
1150.230	r	(P-5580/89; A-5168)	2058.327	am	(P-6457)
1150.310	r	(P-5580/89; A-5168)	2058.330	am	(P-6457)
1150.320	r	(P-5580/89; A-5168)	2058.333	am	(P-6457)
1150.330	r	(P-5580/89; A-5168)	2058.336	am	(P-6457)
1150.420	r	(P-5580/89; A-5168)	2058.342	am	(P-6457)
1150.430	r	(P-5580/89; A-5168)	2058.343	am	(P-6457)
1150.440	r	(P-5580/89; A-5168)	2058.348	am	(P-6457)
1150.450	r	(P-5580/89; A-5168)	2058.354	am	(P-6457)
1160.110	r	(P-17280/89; A-5175)	2058.366	am	(P-6457)
1160.120	r	(P-17280/89; A-5175)	2058.400	am	(P-6457)
1160.210	r	(P-17280/89; A-5175)	2058.405	am	(P-6457)
1160.220	r	(P-17280/89; A-5175)	2058.410	am	(P-6457)
1160.230	r	(P-17280/89; A-5175)	2058.600	am	(P-6457)
1160.310	r	(P-17280/89; A-5175)	2058.705	am	(P-6457)
1160.410	r	(P-17280/89; A-5175)	2058.805	am	(P-6457)
1160.420	r	(P-17280/89; A-5175)	2058.900	am	(P-6457)
1160.430	r	(P-17280/89; A-5175)	2058.905	am	(P-6457)
1160.440	r	(P-17280/89; A-5175)	2160.110	n	(P-4288)
1160.450	r	(P-17280/89; A-5175)	2160.120	n	(P-4288)
1160.510	r	(P-17280/89; A-5175)	2160.130	n	(P-4288)
1160.520	r	(P-17280/89; A-5175)	2510.55	am	(P-8198/89; A-2078)
1160.530	r	(P-17280/89; A-5175)	2510.Ap.D	am	(P-8198/89; A-2078)
1160.610	r	(P-17280/89; A-5175)	2530.Ap.B	am	(P-17428)
1160.620	r	(P-17280/89; A-5175)	3000.100	am	(P-19005/89; A-10337)
1160.630	r	(P-17280/89; A-5175)	3000.200	am	(P-19005/89; A-10337)
1160.640	r	(P-17280/89; A-5175)	3000.210	am	(P-19005/89; A-10337)
1160.650	r	(P-17280/89; A-5175)	3000.230	am	(P-19005/89; A-10337)
1160.710	r	(P-17280/89; A-5175)	3000.Ap.B	am	(P-19005/89; A-10337)
1160.720	r	(P-17280/89; A-5175)			
1160.730	r	(P-17280/89; A-5175)	<b>TITLE 80</b>		
1160.740	r	(P-17280/89; A-5175)	150.430	am	(P-16365/89; A-3679)
1160.750	r	(P-17280/89; A-5175)	303.30	am	(P-17169/89; A-3433)
1160.760	r	(P-17280/89; A-5175)	303.125	am	(P-17399)
1160.770	r	(P-17280/89; A-5175)	310.110	am	(P-5269; A-14361) (E-11330)
1160.Ap.A	r	(P-17280/89; A-5175)	310.130	am	(P-5269; A-14361) (E-11330)
1190.10	am	(P-16917/89; A-5550)			

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285.3050	n	(P-5229/89; A-6000)	760.20	am	(P-13358/89; A-3037) (P-9631)
285.3055	n	(P-5229/89; A-6000)	780.5	n	(P-13100)
285.3060	n	(P-5229/89; A-6000)	780.10	n	(P-13100)
285.3061	n	(P-5229/89; A-6000)	780.20	n	(P-13100)
285.3065	n	(P-5229/89; A-6000)	780.30	n	(P-13100)
285.3070	n	(P-5229/89; A-6000)	780.Ap.A	n	(P-13100)
285.3075	n	(P-5229/89; A-6000)	780.Ap.B	n	(P-13100)
285.3080	n	(P-5229/89; A-6000)	900.5	r	(P-12680/89; A-624)
285.3085	n	(P-5229/89; A-6000)	900.10	r	(P-12680/89; A-624)
285.3090	n	(P-5229/89; A-6000)	900.20	r	(P-12680/89; A-624)
285.3095	n	(P-5229/89; A-6000)	900.30	r	(P-12680/89; A-624)
285.3100	n	(P-5229/89; A-6000)	900.40	r	(P-12680/89; A-624)
285.3110	n	(P-5229/89; A-6000)	900.50	r	(P-12680/89; A-624)
285.3115	n	(P-5229/89; A-6000)	900.60	r	(P-12680/89; A-624)
285.3120	n	(P-5229/89; A-6000)	900.70	r	(P-12680/89; A-624)
285.3125	n	(P-5229/89; A-6000)	900.80	r	(P-12680/89; A-624)
285.3130	n	(P-5229/89; A-6000)	900.90	r	(P-12680/89; A-624)
285.4000	n	(P-5229/89; A-6000)	900.100	r	(P-12680/89; A-624)
285.4001	n	(P-5229/89; A-6000)	900.110	r	(P-12680/89; A-624)
285.4005	n	(P-5229/89; A-6000)	900.120	r	(P-12680/89; A-624)
285.4010	n	(P-5229/89; A-6000)	900.130	r	(P-12680/89; A-624)
285.4015	n	(P-5229/89; A-6000)	900.140	r	(P-12680/89; A-624)
285.4020	n	(P-5229/89; A-6000)	900.150	r	(P-12680/89; A-624)
285.4025	n	(P-5229/89; A-6000)	900.160	r	(P-12680/89; A-624)
285.5000	n	(P-5229/89; A-6000)	900.170	r	(P-12680/89; A-624)
285.5005	n	(P-5229/89; A-6000)	1000.5	r	(P-12756/89; A-681)
285.5010	n	(P-5229/89; A-6000)	1000.10	r	(P-12756/89; A-681)
285.5015	n	(P-5229/89; A-6000)	1000.20	r	(P-12756/89; A-681)
285.5020	n	(P-5229/89; A-6000)	1000.30	r	(P-12756/89; A-681)
285.5025	n	(P-5229/89; A-6000)	1000.40	r	(P-12756/89; A-681)
285.Ex.A	r	(P-5229/89; A-6000)	1000.50	r	(P-12756/89; A-681)
285.Ex.B	r	(P-5229/89; A-6000)	1000.60	r	(P-12756/89; A-681)
285.Ex.C	r	(P-5229/89; A-6000)	1000.70	r	(P-12756/89; A-681)
285.Ex.D	r	(P-5229/89; A-6000)	1000.80	r	(P-12756/89; A-681)
285.Ex.E	r	(P-5229/89; A-6000)	1000.90	r	(P-12756/89; A-681)
410.360	am	(P-16211/89; A-3454)	1000.100	r	(P-12756/89; A-681)
445.10	n	(P-13129/89; A-626)	1000.110	r	(P-12756/89; A-681)
445.20	n	(P-13129/89; A-626)	1000.120	r	(P-12756/89; A-681)
445.30	n	(P-13129/89; A-626)	1000.130	r	(P-12756/89; A-681)
445.40	n	(P-13129/89; A-626)	1000.140	r	(P-12756/89; A-681)
445.50	n	(P-13129/89; A-626)	1000.150	r	(P-12756/89; A-681)
445.60	n	(P-13129/89; A-626)	1000.160	r	(P-12756/89; A-681)
445.70	n	(P-13129/89; A-626)	1000.170	r	(P-12756/89; A-681)
445.80	n	(P-13129/89; A-626)			
500.335	am	(P-16219/89; A-3463)	<b>TITLE 86</b>		
505.10	am	(P-13361/89; A-1605)	100.3250	am	(P-18188/89; A-6810)
590.10	am	(P-19344/89; A-10018)	100.7550	r	(P-17312/89; A-4558)
710.1	am	(P-1552; A-10021)	100.7560	r	(P-17312/89; A-4558)
755.10	am	(P-15157/89; A-3042)	100.7570	r	(P-17312/89; A-4558)
755.210	am	(P-15157/89; A-3042)	100.7580	r	(P-17312/89; A-4558)
757.10	am	(P-2731; A-17523)	100.7590	r	(P-17312/89; A-4558)
757.105	am	(A-17923)	100.7600	r	(P-17312/89; A-4558)
757.300	n	(P-2731; A-17923)	100.7610	r	(P-17312/89; A-4558)
757.310	n	(P-2731; A-17923)	100.7620	r	(P-17312/89; A-4558)
757.320	n	(P-2731; A-17923)	100.7630	r	(P-17312/89; A-4558)
757.330	n	(P-2731; A-17923)	100.7640	r	(P-17312/89; A-4558)
757.340	n	(P-2731; A-17923)	100.7650	r	(P-17312/89; A-4558)
757.350	n	(P-2731; A-17923)	100.7700	r	(P-17312/89; A-4558)
757.400	n	(P-2731; A-17923)	100.7750	r	(P-17312/89; A-4558)
757.410	n	(P-2731; A-17923)	100.7800	r	(P-17312/89; A-4558)
757.Ex.B	n	(P-2731; A-17923)	100.7850	r	(P-17312/89; A-4558)
757.Ex.C	n	(P-2731; A-17923)	100.7900	r	(P-17312/89; A-4558)
757.Ex.D	n	(P-2731; A-17923)	100.9060	am	(P-19347/89; A-10082)
			100.9070	am	(P-19347/89; A-10082)
			100.9110	am	(P-19347/89; A-10082)
			100.9130	am	(P-19347/89; A-10082)

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100.9140	am	(P-19347/89; A-10082)	280.130	am	(P-17908)
100.9900	am	(P-7090; A-16012)	420.10	am	(P-9402; O-16090; R-17127; A-18083)
110.160	am	(P-14321)	420.50	am	(P-15762)
130.310	am	(P-8391/89; A-872)	420.90	am	(P-15762)
130.330	am	(P-22097/89; O-20410/89; M-411; A-241)	420.140	am	(P-9402; O-16090; R-17127; A-18083)
130.1935	am	(P-14800/89; A-16028)	428.130	am	(E-9251) (P-8996; A-16680)
130.1940	am	(P-7106; A-15463)	432.110	am	(P-19371/89; A-6399)
130.1965	am	(P-7106; A-15463)	432.120	am	(P-19371/89; A-6399)
130.2000	am	(P-22097/89; O-20410/89; M-411; A-241)	432.160	am	(P-19371/89; A-6399)
130.2075	am	(P-7106; A-15463)	440.10	am	(P-12954/89; A-6794)
140.101	am	(P-10179/89; A-262)	440.20	am	(P-12954/89; A-6794)
140.105	r	(P-10179/89; A-262)	440.90	am	(P-13429)
140.105	n	(P-10179/89; A-262)	440.140	r	(P-12954/89; A-6794)
140.110	r	(P-10179/89; A-262)	440.150	r	(P-12954/89; A-6794)
140.115	r	(P-10179/89; A-262)	440.200	r	(P-12954/89; A-6794)
140.120	am	(P-10179/89; A-262)	450.10	am	(P-12964/89; A-6804)
140.125	am	(P-10179/89; A-262)			(P-13434)
140.126	n	(P-10179/89; A-262)	495.100	n	(P-16723/89; O-10152; M-11408; A-11321)
140.130	r	(P-10179/89; A-262)	495.105	n	(P-16723/89; A-11321)
140.135	am	(P-10179/89; A-262)	495.110	n	(P-16723/89; A-11321)
140.140	am	(P-10179/89; A-262) (P-7123; A-15480)	495.115	n	(P-16723/89; A-11321)
140.145	am	(P-10179/89; A-262)	495.120	n	(P-16723/89; A-11321)
140.201	am	(P-10179/89; A-262)	495.125	n	(P-16723/89; A-11321)
140.301	am	(P-10179/89; A-262) (P-17916)	495.130	n	(P-16723/89; A-11321)
140.305	am	(P-10179/89; A-262)	500.101	am	(P-13201/89; A-6826)
140.401	am	(P-10179/89; A-262)	500.102	n	(P-17897)
140.405	am	(P-10179/89; A-262)	500.103	n	(P-17897)
140.410	am	(P-10179/89; A-262)	500.105	am	(P-17897)
140.420	am	(P-10179/89; A-262)	500.115	am	(P-17897)
140.425	am	(P-10179/89; A-262)	500.150	r	(P-17897)
140.430	am	(P-10179/89; A-262)	500.155	am	(P-17897)
140.501	am	(P-10179/89; A-262)	500.175	am	(P-17897)
140.505	r	(P-10179/89; A-262)	500.195	am	(P-17897)
140.1301	r	(P-10179/89; A-262)	500.201	n	(P-17897)
140.1310	r	(P-10179/89; A-262)	500.220	am	(P-17897)
140.1415	am	(P-10179/89; A-262)	600.101	r	(P-18195)
140.1501	am	(P-10179/89; A-262)	600.110	r	(P-18195)
140.1601	am	(P-10179/89; A-262)	600.115	r	(P-18195)
150.325	am	(P-7215/89; A-6835)	600.120	r	(P-18195)
150.330	am	(P-7215/89; A-6835)	600.125	r	(P-18195)
150.1401	am	(P-7215/89; A-6835)	600.130	r	(P-18195)
150.1405	am	(P-7215/89; A-6835)	600.135	r	(P-18195)
150.1415	am	(P-7215/89; A-6835)	600.135	r	(P-18208)
200.115	am	(P-14754)	610.101	r	(P-18208)
205.10	n	(P-575; A-6831)	610.105	r	(P-18208)
205.20	n	(P-575; A-6831)	610.110	r	(P-18208)
205.30	n	(P-575; A-6831)	610.115	r	(P-18208)
270.101	am	(P-15251)	610.120	r	(P-18208)
270.105	am	(P-15251)	610.125	r	(P-18208)
270.110	am	(P-15251)	610.130	r	(P-18208)
270.115	am	(P-15251)	610.135	r	(P-18208)
270.120	am	(P-15251)	620.101	r	(P-18217)
270.125	am	(P-15251)	620.105	r	(P-18217)
270.130	am	(P-15251)	620.110	r	(P-18217)
280.101	am	(P-17908)	620.115	r	(P-18217)
280.105	am	(P-17908)	620.120	r	(P-18217)
280.110	am	(P-17908)	630.101	am	(P-17879)
280.115	am	(P-17908)	630.105	am	(P-17879)
280.120	am	(P-17908)	630.110	am	(P-17879)
280.125	am	(P-17908)	630.115	am	(P-17879)
			640.101	am	(P-17887)
			640.105	am	(P-17887)





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140.485	am	(P-14317) (E-14570)	141.200	am	A-18015) (E-12278)
140.486	r	(P-14317) (E-14570)		am	(P-2465; A-9464) (E-2657)
140.487	am	(P-14317) (E-14570)	141.280	am	(P-12714) (E-12910)
140.488	n	(P-14317) (E-14570)	141.400	am	(P-2465; A-9464) (E-2657)
140.490	am	(P-11157/89; A-190)	141.480	am	(P-12714) (E-12910)
140.491	am	(P-11157/89; A-190)	141.560	am	(P-12202; A-18015) (E-12278)
140.492	am	(P-11157/89; A-190)		am	(P-17665/89; A-3595) (P-2465;
140.523	am	(P-14681)	141.640	am	A-9465) (E-2657)
140.525	am	(P-17667/89; A-7141)		am	(P-17665/89; A-3595)
140.526	am	(P-17667/89; A-7141)	141.720	am	(P-12202; A-18015) (E-12278)
140.528	am	(P-17667/89; A-7141) (P-7027;		am	(P-17665/89; A-3595)
		A-15981)	141.800	am	(P-12202; A-18015) (E-12278)
		(E-7249; O-13036)		am	(P-17665/89; A-3595) (P-2465;
140.529	am	(E-12082; O-15633) (P-11672)		am	A-9464) (E-2657) (P-12202;
140.539	am	(P-10629)	141.960	am	A-18015) (E-12278)
140.542	am	(P-4415; O-16082; R-18623;		am	(P-12714) (E-12910)
		A-18508) (E-4577; O-8226;	141.1000	am	(P-17665/89; A-3595) (P-2465;
		R-9260)		am	A-9464) (E-2657)
140.543	am	(P-13178/89; A-2564) (P-4415;	141.1080	am	(P-12202; A-18015) (E-12278)
		O-16082; R-18623; A-18508)	141.1125	am	(P-17665/89; A-3595)
		(E-4577; O-8226; R-9260)	141.1200	am	(P-17665/89; A-3595)
140.544	r	(P-4415; O-16082; R-18623;		am	(P-12202; A-18015) (E-12278)
		A-18508) (E-4577; O-8226;	141.1240	am	(P-12714) (E-12910)
		R-9260)	141.1280	am	(P-17665/89; A-3595)
140.545	am	(P-4415; O-16082; R-18623;	141.1320	am	(P-17665/89; A-3595) (P-2465;
		A-18508) (E-4577; O-8226;		am	A-9464) (E-2657) (P-12714)
		R-9260)	141.1520	am	(E-12910)
140.560	am	(P-13178/89; A-2564)	141.1640	am	(P-17665/89; A-3595)
140.561	am	(P-13178/89; A-2564)	141.1880	am	(P-12202; A-18015) (E-12278)
140.562	am	(P-13178/89; A-2564)		am	(P-2465; A-9464) (E-2657)
		(P-13963) (E-14184; O-17718)	141.2400	am	(P-12202; A-18015) (E-12278)
140.565	r	(P-17667/89; A-7141)		am	(P-17665/89; A-3595)
140.566	r	(P-17667/89; A-7141)	141.2600	am	(P-12714) (E-12910)
140.567	r	(P-17667/89; A-7141)	141.2840	am	(P-17665/89; A-3595)
140.568	am	(P-17667/89; A-7141)	141.2920	am	(P-12714) (E-12910)
140.569	am	(P-15612/89; A-2564) (P-7834)	141.2960	am	(P-12202; A-18015) (E-12278)
140.642	am	(P-3019; RC-17693) (E-3241;	141.3000	am	(P-12714) (E-12910)
		O-8223; R-9258; RC-17680)	141.3120	am	(P-17665/89; A-3595)
140.646	am	(P-4415; O-16082; R-18623;	141.3200	am	(P-12202; A-18015) (E-12278)
		A-18508) (E-4577; O-8226;	141.3320	am	(P-12714) (E-12910)
		R-9260)	141.3440	am	(P-2465; A-9464) (E-2657)
140.647	am	(P-4415; O-16082; R-18623;	141.3480	am	(P-2465; A-9464) (E-2657)
		A-18508) (E-4577; O-8226;	141.3520	am	(P-12202; A-18015) (E-12278)
		R-9260)	141.3560	am	(P-17665/89; A-3595)
140.648	am	(P-4415; O-16082; R-18623;		am	(P-12202; A-18015) (E-12278)
		A-18508) (E-4577;	141.3680	am	(P-12714) (E-12910)
		O-8226; R-9260)	141.3800	am	(P-17665/89; A-3595)
140.649	am	(P-4415; O-16082; R-18623;	141.3840	am	(P-17665/89; A-3595)
		A-18508) (E-4577; O-8226;	141.3880	am	(P-2465; A-9464) (E-2657)
		R-9260)	141.3920	am	(P-17665/89; A-3595)
140.650	am	(P-4415; O-16082; R-18623;		am	(P-12202; A-18015) (E-12278)
		A-18508) (E-4577; O-8226;	141.3960	am	(P-12202; A-18015) (E-12278)
		R-9260)	141.4040	am	(P-17665/89; A-3595)
140.652	am	(P-4415; O-16082; R-18623;		am	(P-12202; A-18015) (E-12278)
		A-18508) (E-4577; O-8226;	141.4200	am	(P-12714) (E-12910)
		R-9260)	141.4240	am	(P-17665/89; A-3595)
140.Tb.A	r	(P-14317) (E-14570)	141.4240	am	(P-17665/89; A-3595)
140.Tb.D	am	(P-1570; A-10409)	141.4360	am	(P-17665/89; A-3595) (P-2465;
140.Tb.H	n	(P-3019; RC-17693) (E-3241;		am	A-9464) (E-2657) (P-12202;
		O-8223; RC-17680)		am	A-18015) (E-12278) (E-4360)
141.10	am	(P-20288/89; A-6339)		am	(P-12714)
141.100	am	(P-17665/89; A-3595) (P-2465;	141.4440	am	(P-12714) (P-12202; A-18015)
		A-9464) (E-2657) (P-12202;	141.4520	am	(P-12714) (E-12910)

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141.4600	am	(P-12714) (E-12910)	147.340	n	(P-9355) (E-9523; O-13039;
141.4640	am	(P-17665/89; A-3595) (P-2465;	147.345	n	R-17126)
		A-9464) (E-2657) (P-12202;			(P-9355) (E-9523; O-13039;
		A-18015) (E-12278)	147.350	n	R-17126)
141.4760	am	(P-17665/89; A-3595)			(P-9355) (E-9523; O-13039;
144.1	n	(P-11999/89; A-4166)	147.Tb.A	am	R-17126)
144.5	n	(P-11999/89; A-4166)			(P-10763/89; A-210) (P-15243)
144.25	n	(P-11999/89; A-4166)	147.Tb.B	am	(E-15578)
144.50	n	(P-11999/89; A-4166)			(P-10763/89; A-210)
144.75	n	(P-11999/89; A-4166)	148.120	am	(P-13729/89; A-2553)
144.100	n	(P-11999/89; A-4166)			(P-9331; O-16079; R-18226;
144.105	n	(P-11999/89; A-4166)	148.140	am	A-18293)
144.125	n	(P-11999/89; A-4166)			(P-5409; O-15614; RC-15618;
144.150	n	(P-11999/89; A-4166)			R-15644; A-15358) (P-11108;
144.175	n	(P-11999/89; A-4166)	148.360	am	A-18499) (E-11392)
144.200	n	(P-11999/89; A-4166)			(P-9827; A-16998)
144.205	n	(P-11999/89; A-4166)	149.50	am	(P-15722)
144.225	n	(P-11999/89; A-4166)	160.5	am	(P-12148)
144.250	n	(P-11999/89; A-4166)	160.60	am	(P-12148)
144.275	re	(A-7651)	160.65	am	(P-12148)
144.275	am	(P-4419; O-15611; R-18168;	160.70	am	(P-12148) (P-13946; W-17123)
		A-17988)			(P-17167) (P-17436; W-17673)
144.Tb.A	n	(P-11999/89; A-4166)	160.100	am	(P-17436; W-17673)
144.Tb.B	n	(P-11999/89; A-4166)			(P-12148)
144.Tb.C	n	(P-11999/89; A-4166)	160.110	am	(P-12148)
144.Tb.D	am	(P-4419; O-15611; R-17768;	160.120	am	(P-12148)
		A-17988)	160.130	am	(P-12148)
144.Tb.E	am	(P-4419; O-15611; R-17768;	160.132	am	(P-12148)
		A-17988)	160.134	am	(P-12148)
		(P-7031; A-13800)	160.136	am	(P-12148)
146.5	r	(P-7031; A-13800)	160.138	am	(P-12148)
146.25	r	(P-7031; A-13800)	170.50	r	(P-13124)
146.50	r	(P-7031; A-13800)	230.45	am	(P-14499/89; A-2308)
146.75	r	(P-7031; A-13800)	240.220	am	(E-13638/89; O-17144/89;
146.100	r	(P-7031; A-13800)			R-1533) (P-13353/89; A-1233)
146.105	r	(P-7031; A-13800)	240.715	am	(P-1077; A-10732)
146.125	r	(P-7031; A-13800)	240.720	am	(P-1077; A-10732; RC-12942)
146.150	r	(P-7031; A-13800)	240.725	am	(P-1077; A-10732)
146.175	r	(P-7031; A-13800)	240.855	am	(P-1077; A-10732)
146.200	r	(P-7031; A-13800)	240.870	am	(P-1077; A-10732)
146.225	am	(P-4419)	240.920	am	(P-1077; A-10732)
146.225	re	(A-7651)	240.1020	am	(P-1077; A-10732)
147.150	am	(P-6664; A-16669) (E-6915;	240.1950	am	(P-1077; A-10732)
		O-10165) (P-13967) (E-14203;	300.20	am	(E-11356) (P-11423)
		O-17723)			(P-20159/89; A-17558)
147.205	am	(P-13967) (E-14203; O-17723)	300.30	am	(P-20159/89; A-17558)
147.250	n	(P-5434) (P-15243) (E-15578;	300.90	am	(P-11423) (P-20159/89;
		O-17726)			A-17558)
147.300	n	(P-9355) (E-9523; O-13039;	300.120	am	(P-20159/89; A-17558)
		R-17126)	300.130	am	(P-11423)
147.305	n	(P-9355) (E-9523; O-13039;	300.140	am	(P-11423) (P-20159/89;
		R-17126)			A-17558)
147.310	n	(P-9355) (E-9523; O-13039;	300.150	am	(P-20159/89; A-17558)
		R-17126)	Ap.B	am	(P-20159/89; A-17558)
147.315	n	(P-9355) (E-9523; O-13039;	302.20	am	(P-1)
		R-17126)	302.40	am	(P-1)
147.320	n	(P-9355) (E-9523; O-13039;	302.315	am	(P-2205; A-16430)
		R-17126)	302.390	am	(P-14508/89; A-3438)
147.325	n	(P-9355) (E-9523; O-13039;	302.500	n	(P-1)
		R-17126)	302.510	n	(P-1)
147.330	n	(P-9355) (E-9523; O-13039;	302.520	n	(P-1)
		R-17126)	302.530	n	(P-1)
147.335	n	(P-9355) (E-9523; O-13039;	302.540	n	(P-1)
		R-17126)	337.10	n	(P-9273)