



ILLINOIS REGULATORY ALERT

PROPOSED STATE OF ILLINOIS RULES AFFECTING SMALL BUSINESS UPDATED JUNE 27, 2025

The following are proposed rules of possible interest to small businesses published in the Illinois Register. Individuals have opportunity to express their support or opposition to the rule during the comment period. NOTE: Agency Economic Impact Analyses are provided by rulemaking agencies and do not necessarily reflect the positions of the Illinois Department of Commerce and Economic Opportunity. To subscribe to this newsletter, sign up at <https://lp.constantcontactpages.com/sl/Q7A4yBE>.

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ANNOUNCEMENTS

6/27/25: NEXT ISSUE DELAYED TO 7/7/25

Because of the upcoming holiday, the next issue of the *Illinois Register* will be published on Monday, July 7 rather than Friday, July 4.

6/27/25: NOTICE OF HEARING: DEPARTMENT OF LABOR – DAY AND TEMPORARY LABOR SERVICES ACT, 7/7/25 2:30pm

[Department of Labor](#)

Day and Temporary Labor Services Act ([56 Ill. Adm. Code 260](#))

Text of Rulemaking: [49 Ill. Reg. 7232](#)

[Flinn Report:](#)

The DEPARTMENT OF LABOR will hold a public hearing on proposed amendments to the Part titled Day and Temporary Labor Services Act (56 IAC 260; 49 Ill Reg 7232) **Monday, July 7, from 2:30 to 4 p.m. at the DOL office, 524 S. Second St., Suite 400, Springfield.** Interested persons may observe or participate in this hearing via Webex by registering at <https://illinois.webex.com/weblink/register/rd8e7e2f5d1c5b62d3578d23fe321ddcc>. Witnesses planning to present testimony should contact Anna Koeppel at the phone number or e-mail address below to submit their written testimony or request disability accommodations. This hearing concerns a rulemaking published in the 5/23/25 Illinois Register implementing [Public Acts 103-437](#) and [103-1030](#). These amendments reflect statutory fines for violations of the Act and increases in registration fees for placement agencies; outline provisions for complying with equal pay, hazard awareness, safety training and labor dispute provisions of the Act; establish processes by which an interested party may pursue a civil action to enforce the Act and the Director of DOL may attempt to resolve a complaint before the complaint is referred for an administrative hearing; and clarify various other requirements.

Businesses that employ day and temporary workers and temporary worker placement agencies are affected by this rulemaking.

Questions concerning this rulemaking or the public hearing:

Anna Koeppel
Department of Labor
524 S. Second St., 4th Floor
Springfield, IL 62701

217-558-1270
anna.koeppel@illinois.gov

PROPOSED RULES

HEALTH CARE LICENSES (6/27/25)

[*Department of Financial and Professional Regulation*](#)
Administrative Procedures for General Professional Regulation Under the
Administrative Code (68 Ill. Adm. Code 1130)
Text of Rulemaking: 49 Ill. Reg. 8507

DFPR Economic Impact Analysis

1. Small Businesses Affected

- a. Types of small businesses, small municipalities, and not-for-profit corporations affected: *Small businesses licensed through the Department may be affected*
- b. Types of businesses subject to the proposed rule:
 - [54](#) [Professional, Scientific, and Technical Services](#)
 - [62](#) [Health Care and Social Assistance](#)
- c. Categories that the agency reasonably believes the rulemaking will impact include:
 - ii. *regulatory requirements*

2. Small Business Compliance

- a. Reporting, bookkeeping, or other procedures required for compliance: *None*
- b. Types of professional skills necessary for compliance: *None*

[Flinn Report summary](#)

The DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION proposed amendments to the Part titled Administrative Procedures for General Professional Regulation Under the Administrative Code (68 IAC 1130; 49 Ill Reg 8507) concerning automatic and indefinite suspensions of health care licenses due to disqualifying criminal convictions. The rulemaking defines a "conviction" as a judgment of conviction or a sentence entered upon a guilty plea by the defendant or a verdict of guilty rendered in a jury trial or bench trial. When DFPR determines that a health care worker's license is subject to automatic and indefinite suspension due to a criminal conviction, the licensee will be notified by regular mail or e-mail at their address of record, and the licensee will have 20 days to send a written response contesting the action. DFPR will consider the response if the licensee can document that they have been misidentified as the individual with the criminal conviction; that the conviction has been vacated, overturned, or reversed or the offense has been pardoned; or that the conviction cited is not a disqualifying conviction for a health care licensee. If the licensee fails to document any of the listed grounds or fails to respond within 20 days after receiving notice of the intended suspension, DFPR will order the license suspended automatically and indefinitely. The rulemaking also corrects outdated information and inappropriate citations. Health care workers licensed by DFPR may be affected.

Requests for small business impact analysis (**through 7/11/25**) to CEO.RegFlex@illinois.gov. Comments (**through 8/11/25**), requests for hearing (**through 7/11/25**), or questions to:

Department of Financial and Professional Regulation
Attention: Craig Cellini
320 West Washington, 2nd Floor
Springfield, IL 62786

217-785-0810

Fax: 217-557-4451

Craig.Cellini@illinois.gov

EARLY INTERVENTION PROVIDERS (6/13/25)

[Department of Human Services](#)

[Early Intervention Program \(89 Ill. Adm. Code 500\)](#)

[Text of Rulemaking: 49 Ill. Reg. 8044](#)

DHS Economic Impact Analysis

1. Small Businesses Affected

- a. Types of small businesses, small municipalities, and not-for-profit corporations affected: *This rulemaking could affect small businesses who provide early intervention services.*
- b. Types of businesses subject to the proposed rule:
[62](#) [Health Care and Social Assistance](#)
- c. Categories that the agency reasonably believes the rulemaking will impact include:
 - vii. *training requirements.*

2. Small Business Compliance

- a. Reporting, bookkeeping, or other procedures required for compliance: *None*
- b. Types of professional skills necessary for compliance: *None*

[Flinn Report summary](#)

The DEPARTMENT OF HUMAN SERVICES proposed amendments to Early Intervention Program (89 IAC 500; 49 Ill Reg 8044) that expand the definition of "eligible child" to include children up to age 3 who are the subject of a substantiated case of child abuse or neglect (in addition to children with developmental delays or conditions placing them at risk of developmental delays). The rulemaking also amends the definition of "extended services" (services covering a gap between the child's 3rd birthday and the start of their

first year in preschool) in accordance with the federal Individuals with Disabilities Education Act (IDEA) to include children who have Individualized Education Programs (IEPs).

Comments (**through 7/28/25**) or questions to:

Tracie Drew, Chief
Bureau of Administrative Rules and Procedures
Department of Human Services
100 South Grand Avenue East
Harris Building, 3rd Floor
Springfield, Illinois 62762

217-785-9772

DHS.AdministrativeRules@illinois.gov

HOSPITAL LICENSING REQUIREMENTS (6/13/25)

[*Department of Public Health*](#)

Hospital Licensing Requirements (77 Ill. Adm. Code 250)

Text of Rulemaking: [49 Ill. Reg. 8063](#)

DPH Economic Impact Analysis

1. Small Businesses Affected

- a. Types of small businesses, small municipalities, and not-for-profit corporations affected: *Hospitals*
- b. Types of businesses subject to the proposed rule:
[62](#) [*Health Care and Social Assistance*](#)
- c. Categories that the agency reasonably believes the rulemaking will impact include:
 - i. *hiring and additional staffing;*
 - ii. *regulatory requirements;*
 - iii. *purchasing;*
 - vi. *equipment and material needs;*
 - vii. *training requirements;*

viii. *recordkeeping.*

2. Small Business Compliance

- a. Reporting, bookkeeping, or other procedures required for compliance: *Administrative*
- b. Types of professional skills necessary for compliance:
Administrative, nursing, medical

[Flinn Report summary](#)

The DEPARTMENT OF PUBLIC HEALTH proposed amendments to Hospital Licensing Requirements (77 IAC 250; 49 Ill Reg 8063) that update notification requirements for emergency personnel, including police, firefighters, emergency medical technicians, and other ambulance personnel, who are exposed to a patient diagnosed at the hospital with a dangerous communicable or infectious disease. The rulemaking requires hospitals to notify these personnel within 48 hours (currently 72 hours) after the patient is diagnosed. Communications concerning these cases shall be treated as confidential medical records. Notification letters sent to a public or private ambulance provider shall list affected ambulance crew members and the communicable disease to which they were exposed, but shall not include the patient's name. Guidelines promulgated by the National Institute for Occupational Safety and Health (NIOSH) are replacing the current list of specific diseases for which notification is provided to emergency personnel. When a patient with a communicable disease requiring specific precautions (including gastrointestinal infections such as norovirus, C. diff. or shigellosis) is discharged, the hospital must advise any emergency personnel who will be transporting the patient of precautions to be taken against transmission, without naming the specific disease. The rulemaking also requires hospitals to meet federal Centers for Medicare and Medicaid Services requirements for hospital emergency preparedness; these requirements are replacing the specific emergency preparedness, disaster and mass casualty plan criteria currently listed in rule. Other changes include clarifications and updates of rules concerning surgical staff, operating room and anesthesia procedures, and on-site pharmacies; adding a statutory requirement that medical records be kept for at least 10 years, or up to 12 years if there is litigation involving a

patient's record; and updates of incorporated and referenced documents, including federal regulations and Centers for Disease Control and Prevention (CDC) guidelines, to the most recent editions.

Comments (**through 7/28/25**) or questions to:

Department of Public Health
Attention: Tracey Trigillo, Rules Coordinator
Lincoln Plaza
524 South 2nd Street, 6th Floor
Springfield, IL 62701

217-782-1159

dph.rules@illinois.gov

VEHICLE SAFETY INSPECTION STATIONS (6/13/25)

[Department of Transportation](#)

Administrative Requirements for Official Testing Stations ([92 Ill. Adm. Code 451](#))

Text of Rulemaking: [49 Ill. Reg. 8127](#)

DOT Economic Impact Analysis

1. Small Businesses Affected

- a. Types of small businesses, small municipalities, and not-for-profit corporations affected: *This rulemaking will affect small businesses that own or operate official testing stations and official mobile safety testing companies in Illinois and will provide some economic relief in that the Department will allow more affordable testing equipment.*
- b. Types of businesses subject to the proposed rule:
 - [48-49](#) [Transportation and Warehousing](#)
 - [81](#) [Other Services \(except Public Administration\)](#)

2. Small Business Compliance

- a. Reporting, bookkeeping, or other procedures required for compliance: *No impact is anticipated.*

- b. Types of professional skills necessary for compliance: No impact is anticipated.

[Flinn Report summary](#)

The DEPARTMENT OF TRANSPORTATION proposed amendments to Administrative Requirements for Official Testing Stations (92 IAC 451; 49 Ill Reg 8127) expanding the scope of the Part to include Official Mobile Safety Testing Companies (OMSTCs) that can perform safety testing on trucks, truck tractors, trailers, semitrailers, and buses engaged in interstate commerce, in accordance with federal inspection standards. OMSTCs that are open to the public may only perform testing at the vehicle owner's place of business while private OMSTCs (established by private companies to test only the company's own vehicles) may perform testing at the location operated by the permitted owner or wherever the company's vehicles are housed. To obtain the required permit from DOT, Official Testing Stations (OTS) and OMSTCs must request the permit by email and undergo an inspection, after which they may file an application for a permit, accompanied by a \$50 application fee and a \$10,000 bond. OTS permit applicants must submit digital photos of their testing lanes, while OMSTC applicants must submit digital photos of their physical business address and the make, model, license plate number and Vehicle Identification Number of each vehicle that will be used to perform safety tests. Permits are valid for 12 months and renewable with a \$50 fee. Permits issued to a State, city, county or other governmental agency are exempt from all fees and from the bond requirement. A permit holder whose permit is revoked due to serious violations of DOT rules may not apply for a new permit within 12 months after the revocation. A company that operates its own private OTS or OMSTC must have at least 75 vehicles in its fleet or perform at least 75 inspections per year, otherwise its permit will be cancelled. An OMSTC must, with at least 48 hours' notice, provide to DOT upon request a list of the vehicles it is scheduled to test, the date and time of the tests, and the names and business addresses of the vehicles' owners. The rulemaking also establishes new door and lane size requirements for new OTSs that are issued permits on or after 7/1/25; updates requirements for OTS/OMSTC owners and Certified Safety Testers (CSTs); updates specifications for Certificates of Safety

(COS) applied after vehicles pass inspection and for Vehicle Inspection Reports; and repeals an Appendix that specifies authorized inspection equipment by type and brand. Those affected by this rulemaking include owners and employees of Official Testing Stations and mobile safety testing companies and businesses which own vehicles that are subject to safety inspections.

Comments (**through 7/28/25**) or questions to:

Julita Kuzminaite
Rules Manager
Illinois Department of Transportation
Office of Chief Counsel
2300 South Dirksen Parkway, Room 313
Springfield, Illinois 62764

217-524-2638

DOT.AdminRules@illinois.gov

BUILDING CODES (6/6/25)

[*Capital Development Board*](#)

Illinois Energy Codes ([71 Ill. Adm. Code 600](#))

Text of Rulemaking: [49 Ill. Reg. 7704](#)

CDB Economic Impact Analysis

1. Small Businesses Affected

- a. Types of small businesses, small municipalities, and not-for-profit corporations affected: *Those that are constructing, renovating, or adding to commercial and residential building structures or issuing building permit applications*
- b. Types of businesses subject to the proposed rule:

[23](#)

[Construction](#)

[54](#)

[Professional, Scientific, and Technical Services](#)

- c. Categories that the agency reasonably believes the rulemaking will impact include:
 - ii. *regulatory requirements;*
 - vii. *training requirements.*

2. Small Business Compliance

- a. Reporting, bookkeeping, or other procedures required for compliance: *Those necessary for regulatory compliance*
- b. Types of professional skills necessary for compliance: *Licensed Design Professionals*

[Flinn Report summary](#)

The CAPITAL DEVELOPMENT BOARD proposed amendments to the Part titled Illinois Energy Codes (71 IAC 600; 49 Ill Reg 7704) updating the incorporated/referenced version of the International Energy Conservation Code (IECC) in this Part from the 2021 to the 2024 edition and updating Illinois-specific adaptations to the IECC. Adaptations to the 2024 IECC listed in Appendix A include: requiring construction documents to show any additional electric infrastructure (e.g., branch circuits, panel capacity, space for future electrical equipment) being installed in anticipation of future power needs; new requirements for horticultural lighting, non-commercial cooking and clothes drying, and lowcapacity space heating and water heating; defining a "residential building" as any building 3 stories or fewer above ground level that includes one or more permanent dwelling units, except in municipalities of 1 million or more population, where the threshold is 4 stories or fewer; and updating energy efficiency credit requirements; various technical sections related to building envelope; total building performance requirements; additions, alterations and repairs of existing buildings; alternative compliance methods; and duct and ventilation requirements for residential buildings. Building construction businesses and local governments that have adopted the CDB energy codes are affected by this rulemaking.

Comments (**through 7/21/25**) or questions to:

Robert Coslow

Professional Services Administrator
Capital Development Board
401 S. Spring Street
3rd Floor Stratton Building
Springfield, Illinois 62706

217-685-4079

CDB.EnergyCodes@illinois.gov

HOME HEALTH/HOME SERVICES/HOME NURSING AGENCIES (6/6/25)

[Department of Public Health](#)

Home Health, Health Services, and Home Nursing Agency Code ([77 Ill. Adm. Code 245](#))

Text of Rulemaking: [49 Ill. Reg. 7878](#)

DPH Economic Impact Analysis

1. Small Businesses Affected

- a. Types of small businesses, small municipalities, and not-for-profit corporations affected: *Home health agencies and home nursing agencies*
- b. Types of businesses subject to the proposed rule:
[62](#) [Health Care and Social Assistance](#)

2. Small Business Compliance

- a. Reporting, bookkeeping, or other procedures required for compliance: *Home health and home nursing agencies will be required to maintain accurate records of home health aides to whom RN duties are delegated, and the training of those aides.*
- b. Types of professional skills necessary for compliance: *Licensed nursing*

[Flinn Report summary](#)

The DEPARTMENT OF PUBLIC HEALTH proposed amendments to Home Health, Home Services, and Home Nursing Agency Code (77 IAC 245; 49 Ill

Reg 7878) that allow registered nurses to delegate skilled nursing activities, tasks, or interventions to other RNs, licensed practical nurses, and home health aides in specific situations. The rulemaking aligns this Part with the provisions of the Nurse Practice Act and nursing licensure rules (68 IAC 1300) regarding RN delegation. An RN may delegate skilled nursing tasks only with written informed consent in advance from the patient or client, and also has the right to refuse to delegate or to rescind delegation of any task. An RN delegating a task to an LPN or home health aide must instruct them regarding how to perform the task, potential adverse effects, and how to report and document any adverse effects, and must ensure that the LPN or aide demonstrates competency in performing the task. Home health and home nursing agencies must have written policies and procedures for RN delegation that include review of any adverse events such as medication errors or drug reactions. Home health and home nursing agencies that employ RNs are affected.

Comments (**through 7/21/25**) or questions to:

Department of Public Health
Attention: Tracey Trigillo, Rules Coordinator
Lincoln Plaza
524 South 2nd Street, 6th Floor
Springfield, IL 62701

217-782-1159

dph.rules@illinois.gov

NEWBORN SCREENING (6/6/25)

[*Department of Public Health*](#)

Newborn and Infant Screening and Treatment Code ([77 Ill. Adm. Code 661](#))

Text of Rulemaking: [49 Ill. Reg. 7922](#)

DPH Economic Impact Analysis

1. Small Businesses Affected

- a. Types of small businesses, small municipalities, and not-for-profit corporations affected: *Hospitals, other facilities, and entities that submit newborn screens to the Department will be required to comply with updated requirements.*
- b. Types of businesses subject to the proposed rule:
 - [54](#) [Professional, Scientific, and Technical Services](#)
 - [62](#) [Health Care and Social Assistance](#)

2. Small Business Compliance

- a. Reporting, bookkeeping, or other procedures required for compliance: *Nominal administrative documentation may be required.*
- b. Types of professional skills necessary for compliance: *None*

[Flinn Report summary](#)

DPH also proposed amendments to Newborn and Infant Screening and Treatment Code (77 IAC 661; 49 Ill Reg 7922) that add guanidinoacetate methyltransferase (GAMT) deficiency and metachromatic leukodystrophy (MLD) to the list of conditions for which newborns are screened at birth and increase the screening test fee from \$128 to \$411.35. (DPH states that the increase is necessary to maintain program operations and address unmet needs.) Hospitals and other facilities that submit newborn screening tests to DPH are affected. Questions/requests for copies/comments on the 2 DPH rulemakings through 7/21/25: Tracey Trigillo, DPH, 524 S. Second St., 6th Floor, Springfield IL 62701, 217-782- 1159, dph.rules@illinois.gov

COMMUNITY COLLEGES The ILLINOIS COMMUNITY COLLEGE BOARD proposed amendments to Administration of the Illinois Public Community College Act (23 IAC 1501; 49 Ill Reg 7743) concerning community college scholarships for Lincoln's Challenge Academy graduates. (The Academy, located in Rantoul and administered by the Department of Military Affairs, provides quasi-military-style education and life skills training for youth ages 15½ to 18, including the opportunity to earn a State of Illinois High School Diploma.) The rulemaking increases the amount of the scholarship from \$1,000 to \$2,000 per semester for a maximum of 4 semesters, and allows the scholarship to be deferred for up to two semesters if a deferral application is

submitted by August 10 for the fall semester and January 10 for the spring semester. (Current rule requires students to begin using the scholarship in the semester following high school graduation.) Students who leave the Academy and earn their diploma from an Illinois public high school may also apply for the scholarship. Applications and transcripts required for renewal of a Lincoln's Challenge scholarship must be submitted by August 10 (currently, July 1) for the fall semester.

Comments (**through 7/21/25**) or questions to:

Tracey Trigillo
Department of Public Health
524 S. Second Street, 6th Floor
Springfield, IL 62701

217-782-1159
dph.rules@illinois.gov

HOSPICES AND HOME HEALTH AGENCIES (5/30/25) (2)

[Department of Public Health](#)

Home Health, Health Services, and Home Nursing Agency Code ([77 Ill. Adm. Code 245](#); [49 Ill. Reg. 7485](#)) and Hospice Programs ([77 Ill. Adm. Code 280](#); [49 Ill. Reg. 7490](#))

Texts of the Rulemakings are linked from Illinois Register citations above

DPH Economic Impact Analysis

1. Small Businesses Affected

- a. Types of small businesses, small municipalities, and not-for-profit corporations affected: *Home health agencies and hospice programs*
- b. Types of businesses subject to the proposed rule:
[62](#) [Health Care and Social Assistance](#)

2. Small Business Compliance

- a. Reporting, bookkeeping, or other procedures required for compliance: *None*
- b. Types of professional skills necessary for compliance: *None*

[Flinn Report summary](#)

The DEPARTMENT OF PUBLIC HEALTH proposed amendments to Home Health, Home Services, and Home Nursing Agency Code (77 IAC 245; 49 Ill Reg 7485) and Hospice Programs (77 IAC 280; 49 Ill Reg 7490) implementing [PA 103-734](#). The PA and these rulemakings prohibit DPH from charging licensing fees to certified local health departments for licensure of home health agencies or hospice programs. The Part 245 rulemaking also adds existing statutory language that imposes the same prohibition with regard to home nursing agencies, home nursing placement agencies, and home services placement agencies. Local health departments are affected.

Comments (**through 7/14/25**) or questions to:

Tracey Trigillo
Department of Public Health
524 S. Second Street, 6th Floor
Springfield, IL 62701

217-782-1159
dph.rules@illinois.gov

FINANCIAL INSTITUTIONS: INCOME TAX (5/30/25)

[Department of Revenue](#)
Income Tax ([86 Ill. Adm. Code 100](#))
Text of Rulemaking: [49 Ill. Reg. 7503](#)

DFPR Economic Impact Analysis

1. Small Businesses Affected

- a. Types of small businesses, small municipalities, and not-for-profit corporations affected: *Small businesses that operate a bank or other financial institution.*
- b. Types of businesses subject to the proposed rule:
 - [52](#) [Finance and Insurance](#)
- c. Categories that the agency reasonably believes the rulemaking will impact include:
 - viii. *recordkeeping.*

2. Small Business Compliance

- a. Reporting, bookkeeping, or other procedures required for compliance: *General accounting and tax preparation.*
- b. Types of professional skills necessary for compliance: *General accounting and tax preparation.*

[Flinn Report summary](#)

The DEPARTMENT OF REVENUE proposed amendments to Income Tax (86 IAC 100; 49 Ill Reg 7503) implementing [PA 103-592](#), which changes the apportionment method for investment income of financial organizations for tax years ending on or after 12/31/24. This rulemaking also updates the definition of a small loan company to mean an entity that makes loans of no more than \$40,000 (currently \$25,000) for terms of no more than 181 (currently 121) months, and updates other references and citations. Comments (**through 7/14/25**) or questions to:

Brian Fliflet
 Illinois Department of Revenue
 Legal Services Office
 101 West Jefferson
 Springfield, Illinois 62794

217-782-2844
REV.GCO@illinois.gov

CONSUMER LENDERS (5/23/25) (2)

[Department of Financial and Professional Regulation](#)

Consumer Installment Loan Act ([38 Ill. Adm. Code 110](#); [49 Ill. Reg. 7187](#)) and Sales Finance Agency Act ([38 Ill. Adm. Code 160](#); [49 Ill. Reg. 7197](#))

Texts of the Rulemakings are linked from Illinois Register citations above

DFPR Economic Impact Analysis

3. Small Businesses Affected

- a. Types of small businesses, small municipalities, and not-for-profit corporations affected: Part 110: *Small businesses licensed under the Consumer Installment Loan Act [[205 ILCS 670](#)] may be affected. There are approximately 164 entities licensed pursuant to the Act. Many licensees are small businesses, but the exact number is unknown. ■ Part 160: Small businesses licensed under the Sales Finance Agency Act [[205 ILCS 660](#)] may be affected. There are approximately 174 entities licensed pursuant to the Act. Many licensees are small businesses, but the exact number is unknown.*
- b. Types of businesses subject to the proposed rule:
[52](#) [Finance and Insurance](#)
- c. Categories that the agency reasonably believes the rulemaking will impact include:
 - ii. *regulatory requirements;*
 - iv. *insurance changes; and*
 - viii. *recordkeeping.*

4. Small Business Compliance

- a. Reporting, bookkeeping, or other procedures required for compliance: *Licensees must have procedures for providing refunds.*
- b. Types of professional skills necessary for compliance: Part 110: *The types of professional skills necessary for compliance are generally business administration and knowledge of a Consumer Installment Loan Act licensee. Part 160: The types of professional skills necessary for compliance are generally business*

administration and knowledge of a Sales Finance Agency Act licensee. ■ The change in methodology for calculating refunds is unlikely to have a negative economic impact on small businesses. Regardless, the Department has not identified any less intrusive or less costly alternative methods of achieving the purpose of the proposed rules or amendments consistent with the stated objectives of the applicable Act and the proposed rulemaking.

[Flinn Report summary](#)

The DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION proposed amendments to Consumer Installment Loan Act (38 IAC 110; 49 Ill Reg 7187) and Sales Finance Agency Act (38 IAC 160; 49 Ill Reg 7197) that require credit insurance refunds on loans that have been paid off, canceled, refinanced, renewed, or reduced to judgment to be computed according to the methodology prescribed in Department of Insurance regulations at 50 IAC 1053.10. Consumer installment lenders, financing agencies, and their customers are affected.

Comments (**through 7/7/25**) or questions to:

Department of Financial and Professional Regulation
Attention: Craig Cellini
320 West Washington, 2nd Floor
Springfield, IL 62786

217-785-0810

Fax: 217-557-4451

Craig.Cellini@illinois.gov

DAY & TEMPORARY LABOR (5/23/25)

[Department of Labor](#)

Day and Temporary Labor Services Act ([56 Ill. Adm. Code 260](#))

Text of Rulemaking: [49 Ill. Reg. 7232](#)

DOL Economic Impact Analysis

1. Small Businesses Affected

- a. Types of small businesses, small municipalities, and not-for-profit corporations affected: *These rules will affect small day and temporary labor service agencies and third party clients.*

- b. Types of businesses subject to the proposed rule:

<u>11</u>	<u>Agriculture</u>
<u>21</u>	<u>Mining</u>
<u>22</u>	<u>Utilities</u>
<u>23</u>	<u>Construction</u>
<u>31-33</u>	<u>Manufacturing</u>
<u>42</u>	<u>Wholesale Trade</u>
<u>44-45</u>	<u>Retail Trade</u>
<u>48-49</u>	<u>Transportation and Warehousing</u>
<u>51</u>	<u>Information</u>
<u>52</u>	<u>Finance and Insurance</u>
<u>53</u>	<u>Real Estate Rental and Leasing</u>
<u>54</u>	<u>Professional, Scientific, and Technical Services</u>
<u>55</u>	<u>Management of Companies and Enterprises</u>
<u>56</u>	<u>Administrative and Support and Waste Management and Remediation</u>
<u>61</u>	<u>Educational Services</u>
<u>62</u>	<u>Health Care and Social Assistance</u>
<u>71</u>	<u>Arts, Entertainment, and Recreation</u>
<u>72</u>	<u>Accommodation and Food Services</u>
<u>81</u>	<u>Other Services (except Public Administration)</u>
<u>92</u>	<u>Public Administration</u>

- c. Categories that the agency reasonably believes the rulemaking will impact include:

- i. hiring and additional staffing;*
- v. licensing fees;*
- vii. training requirements;*
- viii. recordkeeping;*
- ix. compensation and benefits; or*

x. *other potentially impacted categories.*

2. Small Business Compliance

- a. Reporting, bookkeeping, or other procedures required for compliance: *These rules will affect small day and temporary labor service agencies and third party clients*
- b. Types of professional skills necessary for compliance: *Day and temporary labor service agencies and third party clients must maintain documentation and records relating to employee compensation, labor disputes, placement fees, safety hazards, and safety trainings.*

[Flinn Report summary](#)

The DEPARTMENT OF LABOR proposed amendments to the Part titled Day and Temporary Labor Services Act (56 IAC 260; 49 Ill Reg 7232) implementing [Public Acts 103-437](#) and [103-1030](#). These amendments establish a process by which an interested party (an organization that monitors or is attentive to compliance with public or worker safety laws, wage requirements, or other statutory requirements) may pursue a civil action to enforce the Act, and add definitions for new terms used throughout the Part, including "clerical" work, "hazard", "interested party", "labor dispute", and "right to sue letter." If a placement agency or client employer fails to contest or respond to a complaint from an interested party within 180 days, the interested party may pursue civil action and DOL will issue a right to sue letter to that party. DOL will also issue a right to sue letter in instances where it believes the dispute is outside its administrative jurisdiction. The Director of DOL may attempt to resolve a complaint by conference, voluntary mediation, conciliation, or persuasion before the complaint is referred for an administrative hearing. Statutory penalties of \$100 to \$18,000 for a first violation of the Act and \$250 to \$7,500 for each subsequent violation are reflected in this rulemaking. DOL may cite separate violations for each day/temporary employee affected by a violation and when determining penalties, may consider factors such as economic harm to affected workers, the agency or client's past history of violations, and efforts to correct the violations. Other provisions add email addresses and photo IDs to the list of items a placement agency must include

when registering with the Department; reflect statutory increases in registration fees (from \$1,000 to \$3,000 per agency and from \$250 to \$750 per branch office); and outline provisions for day and temporary labor service agencies and client employers to comply with the equal pay, hazard awareness, safety training, and labor dispute provisions of the Act. Workers must also be notified if their placement agency will charge a placement fee to their client employer should the employer want to hire them directly; the rulemaking includes examples of how a placement fee may be calculated according to statutory requirements. The rulemaking allows a circuit court to revoke, suspend, or deny a day and temporary labor service agency's registration; clarifies procedures for appealing a DOL finding; clarifies recordkeeping requirements; and codifies the process for service of documents. Businesses that employ day and temporary workers and temporary worker placement agencies are affected.

Comments (**through 7/7/25**) or questions to:

Anna Koeppel
Legislative and Policy Director
Illinois Department of Labor
524 South 2nd Street, Suite 400
Springfield, Illinois 62701

217-558-1270

Anna.Koeppel@illinois.gov

DOL.Rules@illinois.gov

PROCUREMENT PREFERENCES (5/16/25)

[*Chief Procurement Officer for General Services*](#)

Chief Procurement Officer for General Services Standard Procurement ([44 Ill. Adm. Code 1](#))

Text of Rulemaking: [49 Ill. Reg. 6643](#)

CPO-GS Economic Impact Analysis

1. Small Businesses Affected

- a. Types of small businesses, small municipalities, and not-for-profit corporations affected: *The proposed amendment may have an impact on small businesses as defined in Section 1-75 of the Illinois Administrative Procedure Act [5 ILCS 100/1-75]. These entities may submit comments in writing to the Chief Procurement Officer for General Services at the above address in accordance with the regulatory flexibility provisions in Section 5-30 of the Illinois Administrative Procedure Act [5 ILCS 100/5-30]. These entities shall indicate their status as a small business as part of any written comments they submit to the Chief Procurement Officer for General Services.*
- b. Types of businesses subject to the proposed rule:
[23](#) [Construction](#)
- c. Categories that the agency reasonably believes the rulemaking will impact include:
 - ii. *regulatory requirements;*
 - iii. *purchasing;*
 - iv. *training requirements*
 - viii. *recordkeeping;*
 - x. *other potentially impacted categories.*

2. Small Business Compliance

- a. Reporting, bookkeeping, or other procedures required for compliance: *Agencies subject to the jurisdiction of the Chief Procurement Officer for General Services conducting construction procurements may be required to retain additional documentation of the process used to conduct each procurement.*
- b. Types of professional skills necessary for compliance: *None*

[Flinn Report summary](#)

The CHIEF PROCUREMENT OFFICER FOR GENERAL SERVICES proposed amendments to the Part titled Chief Procurement Officer for General Services Standard Procurement (44 IAC 1; 49 Ill Reg 6643) that define "headquartered

in Illinois" for purposes of determining whether a construction or construction-related professional services business is eligible for the procurement preferences granted to Illinois businesses. "Headquartered in Illinois" means having a physical location, excluding job site trailers, within the State where executives for the business or high-level officers for a corporation direct, control, and coordinate the business' or corporation's activities. A business or corporation that has been headquartered in Illinois, subject to Illinois taxes, and providing construction or construction-related services for at least one year before an invitation for a bid or notice of contract opportunity is first advertised will qualify as an Illinois business if it bids on that contract. The rulemaking also clarifies that a foreign corporation duly authorized to transact business in Illinois will qualify as an Illinois business for this purpose if it has a bona fide establishment within the State where it is operating, headquartered, and has been performing construction or construction-related professional services for at least one year before an invitation for a bid or notice of contract opportunity is first advertised. Construction and construction-related businesses are affected.

Comments (**through 6/30/25**) or questions to:

Ellen Morris, General Counsel
Chief Procurement Office for General Services
300 West Jefferson
Room 202B Jefferson Terrace
Springfield, IL 62702

217-685-4662

Ellen.Morris@Illinois.gov

SALES TAX (5/16/25)

[*Department of Revenue*](#)

Retailers' Occupation Tax ([86 Ill. Adm. Code 130](#))

Text of Rulemaking: [49 Ill. Reg. 6661](#)

DOR Economic Impact Analysis

1. Small Businesses Affected

- a. Types of small businesses, small municipalities, and not-for-profit corporations affected: *A small business, small municipality, or not for profit corporation that rents or leases tangible personal property to customers would be affected.*
- b. Types of businesses subject to the proposed rule:

<u>23</u>	<u>Construction</u>
<u>44-45</u>	<u>Retail Trade</u>
<u>53</u>	<u>Real Estate Rental and Leasing</u>
<u>56</u>	<u>Administrative and Support and Waste Management and Remediation Services</u>
<u>71</u>	<u>Arts, Entertainment, and Recreation</u>
<u>72</u>	<u>Accommodation and Food Services</u>
<u>81</u>	<u>Other Services (except Public Administration)</u>
- c. Categories that the agency reasonably believes the rulemaking will impact include:
 - ii. *regulatory requirements;*
 - iii. *purchasing;*
 - vi. *equipment and material needs;*
 - viii. *recordkeeping;*
 - x. *other potentially impacted categories.*

2. Small Business Compliance

- a. Reporting, bookkeeping, or other procedures required for compliance: *Basic accounting and computer skills.*
- b. Types of professional skills necessary for compliance: *Basic accounting and computer skills.*

[Flinn Report summary](#)

The DEPARTMENT OF REVENUE proposed amendments to Retailers' Occupation Tax (86 IAC 130; 49 Ill Reg 6661) implementing Article 75 of [Public Act 103-592](#), which imposes Retailers' Occupation Tax on leases of tangible personal property beginning 1/1/25. The rulemaking clarifies that this change

does not apply to leases of motor vehicles, watercraft, aircraft, and semitrailers that are required to be registered with an agency of this State. This rulemaking also implements [PA 98-628](#), which provides that the taxable "selling price" of first division and certain second division motor vehicles sold incident to the contemporaneous long-term lease of those motor vehicles is equal to the amount due under the lease contract, rather than the amount the lessor pays the seller for the motor vehicle. Businesses that sell or lease motor vehicles, watercraft, aircraft, and semitrailers are affected.

Comments (**through 6/30/25**) or questions to:

Samuel J. Moore
Associate Counsel
Illinois Department of Revenue
Legal Services Office
101 West Jefferson
Springfield, Illinois 62702

217-782-7055
REV.GCO@illinois.gov

RECENTLY ADOPTED RULES

SALES TAXES (6/27/25) (4)

[Department of Revenue](#)

Retailers' Occupation Tax ([86 Ill. Adm. Code 130](#); proposed [49 Ill. Reg. 1444](#); adopted [49 Ill. Reg. 8586](#)); Leveling the Playing Field for Illinois Retail Act ([86 Ill. Adm. Code 131](#); proposed [49 Ill. Reg. 1468](#); adopted [49 Ill. Reg. 8610](#)); Use Tax ([86 Ill. Adm. Code 150](#); proposed [49 Ill. Reg. 1498](#); adopted [49 Ill. Reg. 8640](#)); and Home Rule Municipal Retailers' Occupation Tax ([86 Ill. Adm. Code 270](#); proposed [49 Ill. Reg. 1514](#); adopted [49 Ill. Reg. 8655](#))

Effective 6/13/25

[Flinn Report summary](#)

The DEPARTMENT OF REVENUE adopted amendments to the Parts titled Retailers' Occupation Tax (86 IAC 130; proposed at 49 Ill Reg 1444, adopted at 49 Ill Reg 8586), Leveling the Playing Field for Illinois Retail Act (86 IAC 131; proposed at 49 Ill Reg 1468, adopted at 49 Ill Reg 8610), Use Tax (86 IAC 150; proposed at 49 Ill Reg 1498, adopted at 49 Ill Reg 8640), and Home Rule Municipal Retailers' Occupation Tax (86 IAC 270; proposed at 49 Ill Reg 1514, adopted at 49 Ill Reg 8655), all effective 6/13/25, implementing [Public Act 103-983](#). The PA and these rulemakings change the tax obligation for retailers that maintain a place of business in this State and make sales to Illinois customers from outside of this State. Prior to 1/1/25, these sales incurred use tax only. On and after 1/1/25, these retailers will incur destination-based retailers' occupation tax on these sales. The Part 270 rulemaking additionally implements PA 103-592, which applies the home rule sales tax to leases of tangible personal property made on and after 1/1/25. Retailers who pay these taxes may be affected.

Questions/requests for copies of rulemaking to:

Alexis K. Overstreet
Deputy General Counsel
Legal Services Office
Illinois Department of Revenue
101 West Jefferson
Springfield, Illinois 62794

217-782-7055

REV.GCO@illinois.gov

GENETIC COUNSELING (6/20/25)

[Department of Financial and Professional Regulation](#)

Genetic Counselor Licensing Act (68 Ill. Adm. Code 1251)

Text of Rulemaking: Proposed [49 Ill. Reg. 1227](#); Adopted [49 Ill. Reg. 8307](#)

Effective 6/5/25

[Flinn Report summary](#)

The DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION adopted amendments to the Part titled Genetic Counselor Licensing Act (68 IAC 1251; proposed at 49 Ill Reg 1227) effective 6/5/25 at 49 Ill Reg 8307, aligning the Part with [PA 103-763](#) (a sunset renewal of the Act, with amendments, that expires on 1/1/30). The rulemaking allows genetic counselors from outside Illinois to practice in Illinois for up to 30 days per year if they are certified by either the American Board of Genetic Counseling (ABGC) or American Board of Medical Genetics and Genomics (ABMGG) and are licensed in their home state if that state licenses genetic counselors. An out-of-state genetic counselor must obtain Illinois licensure if the counselor intends to practice in Illinois for more than 30 days per year. Temporary 24-month licenses that allow supervised practice while the licensee is awaiting an opportunity to take the national certification exam will expire when the license holder receives a full

license or has failed the certification exam twice (previously, once). After the first exam failure, a temporary license holder may practice only under the supervision of a licensed genetic counselor with at least 5 years' experience or a physician with at least 5 years' experience in genetic counseling, and must take the next available certification exam. Failure to take the next available exam invalidates the temporary license. Other provisions require proof of current ABGC or ABMGG certification for license renewal and for licensure by endorsement; institute a procedure for restoring a license from disciplinary status; define unprofessional conduct and incorporate the National Society of Genetic Counselors' code of ethics; and include sexual harassment prevention and implicit bias awareness training (which DFPR requires for all healthcare related licensees) in the required continuing education for license renewal or restoration. Changes since 1st Notice include correcting references to genomics, adding examples of unprofessional conduct, and clarifying circumstances under which a genetic counselor should refer clients to another genetic counselor. Genetic counselors and their employers are affected.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Department of Financial and Professional Regulation
Attention: Craig Cellini
320 West Washington, 2nd Floor
Springfield, Illinois 62786

217-785-0810

Fax: 217-557-4451

Craig.Cellini@illinois.gov

LANDSCAPING (6/20/25)

[Department of Financial and Professional Regulation](#)

Landscape Architecture Registration Act ([68 Ill. Adm. Code 1275](#))

*Text of Rulemaking: proposed [48 Ill. Reg. 18059](#); adopted [49 Ill. Reg. 8323](#)
Effective 6/5/25*

[Flinn Report summary](#)

DFPR adopted amendments to the Part titled Landscape Architecture Registration Act (68 IAC 1275; proposed at 48 Ill Reg 18059) effective 6/5/25 at 49 Ill Reg 8323, that replace the term "licensing" with "registration" and increase the registration fee from \$100 to \$175 for initial registration (does not include exam fee) and from \$60 to \$125 for each 2-year renewal. Restoration of a lapsed registration is \$50 plus all lapsed renewal fees up to a maximum of \$425 (previously, \$230), and new fees for returned checks and for penalties for practicing with a nonrenewed registration are added. A new requirement for 24 hours of continuing education (CE) during each 2-year renewal period, 16 of which must address core subjects of health, safety and welfare, and which must include 1 hour of sexual harassment prevention training required of all DFPR licensees and registrants, has been added. Approved forms of CE are listed and CE may be earned via online or self-administered courses that meet DFPR's requirements. Other provisions specify when CE requirements may be waived and authorize DFPR to require a foreign applicant for registration by endorsement to complete the required registration exam. Since 1st Notice, DFPR has changed the effective date for the new CE requirements from the 2025 renewal period to the 2027 renewal period (9/1/25 through 8/31/27). Landscape architects and their employers are affected.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Department of Financial and Professional Regulation
Attention: Craig Cellini
320 West Washington, 2nd Floor
Springfield, Illinois 62786

217-785-0810

Fax: 217-557-4451

Craig.Cellini@illinois.gov

COUNSELING AND THERAPY (6/20/25) (3)

[Department of Financial and Professional Regulation](#)

Marriage and Family Therapy Licensing Act ([68 Ill. Adm. Code 1283](#); proposed [48 Ill. Reg. 18075](#); adopted [49 Ill. Reg. 8340](#); eff. 6/5/25); Professional Counselor and Clinical Professional Counselor Licensing Act ([68 Ill. Adm. Code 1375](#); proposed [48 Ill. Reg. 18081](#); adopted [49 Ill. Reg. 8346](#); eff. 6/5/25); and Clinical Psychologist Licensing Act ([68 Ill. Adm. Code 1400](#); proposed [48 Ill. Reg. 18095](#); adopted [49 Ill. Reg. 8360](#); eff. 6/5/25)

Text of Rulemakings linked from Illinois Register citations above

[Flinn Report summary](#)

DFPR adopted amendments to the Parts titled Marriage and Family Therapy Licensing Act (68 IAC 1283; proposed at 48 Ill Reg 18075), Professional Counselor and Clinical Professional Counselor Licensing Act (68 IAC 1375; proposed at 48 Ill Reg 18081) and Clinical Psychologist Licensing Act (68 IAC 1400; proposed at 48 Ill Reg 18095), all effective 6/5/25 at 49 Ill Reg 8340, 8346 and 8360, to correct errors or omissions in previous rulemakings. An amendment to Part 1283 aligns the qualifications for those professionals (psychiatrists, licensed marriage and family therapists, licensed clinical psychologists, licensed clinical social workers, licensed clinical professional counselors) who may provide the first 100 hours and second 100 hours of the required 200 hours of clinical supervision for a marriage and family therapy licensing candidate. The Part 1375 and 1400 rulemakings clarify that a licensed clinical professional counselor or licensed clinical psychologist seeking restoration of a license that has been lapsed 5 years or less, and who has no record of disciplinary action in Illinois or any other state, is granted a one-time exemption from the renewal fee and other documentation requirements.

Psychologists, counselors, and marriage and family therapists are affected by these rulemakings.

Only minor grammatical and stylistic changes were made between proposal and adoption.

Questions/requests for copies of rulemaking to:

Department of Financial and Professional Regulation
Attention: Craig Cellini
320 West Washington, 2nd Floor
Springfield, Illinois 62786

217-785-0810

Fax: 217-557-4451

Craig.Cellini@illinois.gov

BEHAVIOR ANALYSTS (6/20/25)

[Department of Financial and Professional Regulation](#)

[Behavior Analyst Licensing Act \(68 Ill. Adm. Code 1376\)](#)

Text of Rulemaking: proposed [48 Ill. Reg. 18088](#); adopted [49 Ill. Reg. 8353](#)

Effective 6/5/25

[Flinn Report summary](#)

DFPR adopted amendments to Behavior Analyst Licensing Act (68 IAC 1376; proposed at 48 Ill Reg 18088) effective 6/5/25 at 49 Ill Reg 8353, that add a fingerprint background check conducted by an Illinois State Police livescan vendor or another DFPR-approved vendor to the licensing requirements for behavior analysts and assistant behavior analysts. The rulemaking also reflects statutory provisions that exempt individuals who have been licensed in another jurisdiction for 10 consecutive years or more without discipline from having to submit proof of education, professional experience, and supervision

to be licensed by endorsement in Illinois. Behavior analysts, assistant behavior analysts, and their employers (e.g., autism services providers) are affected.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Department of Financial and Professional Regulation
Attention: Craig Cellini
320 West Washington, 2nd Floor
Springfield, Illinois 62786

217-785-0810

Fax: 217-557-4451

Craig.Cellini@illinois.gov

HEALTH FACILITIES (6/20/25)

[Health Facilities and Services Review Board](#)

Health Facilities and Services Review Operational Rules ([77 Ill. Adm. Code 1130](#))

Text of Rulemaking: proposed [49 Ill. Reg. 1032](#); adopted [49 Ill. Reg. 8366](#)

Effective 7/1/25

[Flinn Report summary](#)

The HEALTH FACILITIES AND SERVICES REVIEW BOARD adopted amendments to the Part titled Health Facilities and Services Review Operational Rules (77 IAC 1130; proposed at 49 Ill Reg 1032) effective 7/1/25 at 49 Ill Reg 8366, that apply to new applications filed on or after that date. The proposed rulemaking increases initial application fees for a Certificate of Need (CON) from \$2,500 to \$5,000 for projects costing less than \$2.25 million (the former threshold was \$1.25 million). The CON initial application fee for projects of \$2.25 million or more remains 0.22% of the project cost but is capped at \$150,000 (previously \$100,000). For a Certificate of Exemption (COE) the application fee is increased

from \$2,500 to \$5,000, except for certain exemptions for a change of ownership, for which the fee will be the greater of \$5,000 or 0.22% of the fair market value of the sale transaction, up to a maximum of \$150,000. Fees for various post-permit transactions (e.g., extension of financial commitment, permit renewals, and permit alterations) are also increased. The rulemaking also revises and adds various definitions to align with statute. Other provisions update the procedure for filing applications electronically; clarify how extensions of financial commitment, permit renewals, and permit alterations are processed and reviewed by HFSRB; clarify and explain how cumulative fines can be assessed; and establish how HFSRB will conduct a public hearing in situations where the initial requestor has rescinded the request for a public hearing. Finally, Appendix A is revised to cross-reference HFSRB's capital expenditure thresholds to HFSRB's website instead of publishing these thresholds in the Appendix. Since 1st Notice, HFSRB has further clarified various aspects of the application process. Health facilities seeking permits to build or renovate are affected.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Health Facilities and Services Review Board
Attention: Donald Jones, Rules Coordinator
525 West Jefferson Street, 2nd Floor
Springfield, Illinois 62761

217-782-3516

dph.hfsrb.rules@illinois.gov

DEVELOPMENT LOANS (6/13/25)

[Office of the State Treasurer](#)

*Community Development Loan Guarantee Program (74 Ill. Adm. Code 715)
(New Part)*

*Text of Rulemaking: Proposed [49 Ill. Reg. 1257](#); Adopted [49 Ill. Reg. 8246](#)
Effective 5/29/25*

[Flinn Report summary](#)

The OFFICE OF THE STATE TREASURER adopted a new Part titled Community Development Loan Guarantee Program (74 IAC 715; proposed at 49 Ill Reg 1257) effective 5/29/25 at 49 Ill Reg 8246, implementing provisions of the Community Development Loan Guarantee Act [15 ILCS 516] to guarantee loans for small businesses that would not otherwise qualify for business loans and are located in low-income communities that have been historically excluded from investment opportunities. Up to \$10 million in State Treasury investment earnings may be allocated to the program annually, but no more than \$50 million may be used at any given time to guarantee loans. For the purposes of this Part, a small business is a business (other than those involved in investment real estate, tobacco, adult entertainment, or gambling) operating in Illinois with fewer than 500 employees at the time of application; qualifying small businesses must be located in a low-income community as determined by poverty rates or median income. The Treasurer will establish loan guarantee accounts at designated program depositories, which must be State- or federally chartered banks authorized to conduct business in Illinois. Participating financial institutions that approve and manage loans to eligible businesses must submit a \$1,000 application fee to the Treasurer, must have a rating of "outstanding" or "satisfactory" under the Illinois Community Reinvestment Act (CRA), or be credit unions that do not yet have a CRA rating, and meet other criteria for financial soundness. Once approved, each participating financial institution will be allocated up to \$1 million in loan guarantees, based on the availability of funds, and must allocate all their loan guarantees within 1 year. Loans to qualifying businesses may be guaranteed for up to 25% of the loan amount for a maximum of 5 years, and may not be used to refinance existing debt. Participating financial institutions must submit annual reports to the Treasurer concerning their guaranteed loans. Other provisions establish information to be provided by business loan applicants, participating financial institutions, and program depositories. Those affected

by this rulemaking include small businesses, community banks and credit unions in low-income communities.

Questions/requests for copies of rulemakings to:

Sara Meek
Chief Legislative and Policy Officer
Illinois State Treasurer
219 State House
Springfield, IL 62706

217-836-0030

fax: 217-782-2777

SMeek@illinoistreasurer.gov

BIRTH CENTERS (6/6/25)

[Department of Public Health](#)

Birth Center Licensing Code ([77 Ill. Adm. Code 264](#))

Text of Rulemaking: Proposed [49 Ill. Reg. 2918](#); Adopted [49 Ill. Reg. 7994](#)

[Flinn Report summary](#)

DPH adopted an amendment to Birth Center Licensing Code (77 IAC 264; proposed at 49 Ill Reg 2918) effective 5/21/25 at 49 Ill Reg 7994, implementing [Public Acts 103-160](#) and [103-605](#). The PAs and this rulemaking require birth centers with obstetrical service beds to inform parents of newborns of the option to donate breast milk to nonprofit human milk banks accredited by the Human Milk Banking Association of North America. This information may be provided in writing or electronically, and birth centers may distribute information provided directly from the Association.

Questions/requests for copies of rulemakings to:

Illinois Department of Public Health
Attention: Tracey Trigillo, IDPH Rules Coordinator
Director's Office, Division of Governmental Affairs
Lincoln Plaza, 524 South 2nd Street, 6th Floor
Springfield, IL 62701

217-782-1159

dph.rules@illinois.gov

HEALTH CARE WORKER BACKGROUND CHECKS (6/6/25)

[Department of Public Health](#)

Health Care Worker Background Check Code ([77 Ill. Adm. Code 955](#))

Text of Rulemaking: Proposed: [49 Ill Reg. 3028](#); Adopted: [49 Ill. Reg. 7999](#)

[Flinn Report summary](#)

DPH adopted amendments to Health Care Worker Background Check Code (77 IAC 955; proposed at 49 Ill Reg 3028) effective 5/22/25 at 49 Ill Reg 7999, implementing PAs 102-538, 103-428 and 103-1032. The rulemaking updates the statutory definition of "direct care" to state that the entity responsible for inspecting, licensing, certifying or registering a health care employer may prescribe guidelines in administrative rule for the employers it regulates regarding how to define a direct care employee. Comprehensive Community Mental Health Centers (CCMHCs) certified by the Department of Human Services are added to the list of health care employers subject to the Health Care Worker Background Check Act and this Part. Employment verifications must be submitted for contracted and subcontracted workers (in addition to employees) at least annually. The rulemaking also requires employers to retain a screen print in an employee's file showing whether the employee has received a waiver from any disqualifying criminal convictions or administrative findings. Health care employers subject to the Background Check Act are affected.

Questions/requests for copies of rulemakings to:

Illinois Department of Public Health
Attention: Tracey Trigillo, IDPH Rules Coordinator
Director's Office, Division of Governmental Affairs
Lincoln Plaza, 524 South 2nd Street, 6th Floor
Springfield, IL 62701

217-782-1159

dph.rules@illinois.gov

CLEAN JOBS PROGRAMS (5/30/25) (4)

[Department of Commerce and Economic Opportunity](#)

Energy Transition Navigators Program (14 Ill. Adm. Code 820 (New Part); proposed [48 Ill. Reg. 10512](#); adopted [49 Ill. Reg. 7554](#)); Returning Residents Clean Jobs Training Program (14 Ill. Adm. Code 830 (New Part); proposed [48 Ill. Reg. 10534](#); adopted [49 Ill. Reg. 7577](#)); Clean Jobs Workforce Network Program (14 Ill. Adm. Code 840 (New Part); proposed [48 Ill. Reg. 10564](#); adopted [49 Ill. Reg. 7609](#)); Illinois Climate Works Pre-Apprenticeship Program (14 Ill. Adm. Code 850 (New Part); proposed [48 Ill. Reg. 10592](#); adopted [49 Ill. Reg. 7641](#))
Texts of the 4 Rulemakings are linked from Illinois Register citations above

[Flinn Report summary](#)

The DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY adopted four new Parts titled Energy Transition Navigators Program (14 IAC 820; proposed at 48 Ill Reg 10512, adopted at 49 Ill Reg 7554), Returning Residents Clean Jobs Training Program (14 IAC 830; proposed at 48 Ill Reg 10534, adopted at 49 Ill Reg 7577), Clean Jobs Workforce Network Program (14 IAC 840; proposed at 48 Ill Reg 10564, adopted at 49 Ill Reg 7609) and Illinois Climate Works Pre-Apprenticeship Program (14 IAC 850; proposed at 48 Ill Reg 10592, adopted at 49 Ill Reg 7641), all effective 5/19/25, implementing [Public Act 102-662](#), the Climate and Equitable Jobs Act (CEJA). Each Part

establishes a competitive grant program targeting equity investment eligible individuals and communities, including but not limited to: residents of economically disadvantaged or environmental justice communities; displaced energy workers and their dependents; currently or formerly incarcerated persons; and individuals who have aged out of the foster care system. Applicant organizations must meet the requirements of the Grant Accountability and Transparency Act (GATA). A uniform training curriculum (with modifications for Part 830) will also be used across each program. Those affected by these rulemakings include community-based non-profit organizations, apprenticeship and job training programs, construction contractors, and employers in the clean energy sector.

Energy Transition Navigators: Part 820 establishes the Energy Transition Navigators program that will award 14 grants to community-based providers in Chicago (South Side and Southwest/West Sides), Waukegan, Rockford, Aurora, Joliet, Peoria, Champaign, Danville, Decatur, Carbondale, East St. Louis, Kankakee, and Alton. The purpose of the Navigator grants is to provide education, outreach and recruitment services to eligible populations to ensure they are aware of and engaged in DCEO's statewide and local workforce training and contractor development programs (including, but not limited to, the programs established in Parts 830, 840 and 850), other existing clean jobs programs, and services offered under the Energy Transition Barrier Reduction Program. Energy Transition Navigators (originally referred to as "grantees") will prioritize individuals eligible for the Clean Jobs Workforce Network Program or the Illinois Climate Works Pre-Apprenticeship Program. Since 1st Notice, DCEO has added or clarified numerous definitions, including "accessibility", "core values", "diversity", "equity", "inclusion", and "eligible populations".

Returning Residents: Part 830 establishes the Returning Residents Program, which will prepare residents of Department of Corrections facilities who are within 36 months of release to work in clean energy and related sector jobs upon release. Grants will be awarded to community-based organizations and their partners to deliver clean energy jobs training in DOC facilities. Training will include classroom instruction and hands-on learning opportunities,

connect program graduates with potential employers in the clean energy industry, and address participants' needs for supportive services. The program will also continue to provide support to participants after release as they prepare for and transition into employment or to another training program. DOC will exercise sole discretion regarding residents who are permitted to enroll in the program. The warden or superintendent of a participating DOC facility may deny entry to a program instructor or staff member due to safety or security concerns, or if the instructor/staff member does not follow required security protocols. Changes since 1st Notice include revised and additional definitions, including "essential employability skills", and clarifications regarding approval or disapproval of residents who seek enrollment in the program.

Clean Jobs Programs: Part 840 establishes the Clean Jobs Workforce Program, which will award grants to community-based organizations and their subcontractors in at least 14 "hub" sites in the same communities listed under Part 820 (Energy Transition Navigators Program). Each hub will receive funding from the Energy Transition Barrier Reduction Program to provide educational, training and support services as needed for eligible individuals. Eligible individuals include persons experiencing barriers to employment such as low educational attainment, involvement with the criminal justice system, or language barriers. The goal of this program is to prepare eligible individuals for entry-level jobs in the clean energy sector. Part 850 establishes a network of 3 Climate Works Hubs (one each in Illinois Department of Transportation Region 1, Regions 2 and 3, and Regions 4 and 5) to recruit, prescreen, and provide pre-apprenticeship skills training, which participants may attend free of charge and receive a stipend, to create a qualified, diverse pipeline of workers who are prepared for careers in the construction and building trades and clean energy jobs opportunities therein. Subject to (cont. page 5) 5 Adopted Rules (cont. from page 4) appropriation, these hubs will also receive Energy Transition Barrier Reduction Program funding to provide wrap-around supportive services as needed for eligible individuals. Since 1st Notice, DCEO has added and clarified various definitions and procedures in both Parts.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of each Notice of Adopted Amendment: Parts [820](#), [830](#), [840](#), [850](#).

Questions/requests for copies of rulemakings to:

Gina Arterberry
Rules Administrator
Illinois Department of Commerce and Economic Opportunity
1011 S. 2nd St.
Springfield, Illinois 62704

217-524-8974

Gina.M.Arterberry@illinois.gov

VEHICLE RENTAL TAX (5/30/25) (2)

Department of Revenue

Automobile Renting Occupation Tax ([86 Ill. Adm. Code 180](#); proposed [48 Ill. Reg. 14909](#); adopted [49 Ill. Reg. 7670](#)) and Automobile Renting Use Tax ([86 Ill. Adm. Code 190](#); proposed [48 Ill. Reg. 14922](#); adopted [49 Ill. Reg. 7684](#))

Texts of the 2 Rulemakings are linked from Illinois Register citations above

[*Flinn Report summary*](#)

The DEPARTMENT OF REVENUE adopted amendments to the Parts titled Automobile Renting Occupation Tax (86 IAC 180; proposed at 48 Ill Reg 14909) and Automobile Renting Use Tax (86 IAC 190; proposed at 48 Ill Reg 14922), both effective 5/19/25 at 49 Ill Reg 7670 and 7684. Both rulemakings reflect statutory language clarifying that gross receipts from rent are subject to the tax whether paid by the rentor or by another party and specifying that peer-to-peer carsharing or shared-vehicle ownership programs are not subject to these taxes if sales tax or use tax was paid on the vehicles at the time they were purchased or brought to Illinois. The Part 180 rulemaking additionally states that that low-speed electric and gas-powered bicycles are not "motor

vehicles" subject to the rental tax. The Part 190 rulemaking clarifies that the automobile renting use tax must be charged to the rentee as an item separate from the rental price and that tax-exempt renters may claim exemption by providing their tax exemption number at the time of the transaction. Businesses and nonprofit, tax-exempt organizations that rent vehicles are affected.

Both rulemakings were changed between proposal and adoption. A summary of the changes can be found in item 11 of each Notice of Adopted Amendment.

Questions/requests for copies of rulemakings to:

Tom Grudichak
Associate Counsel
Legal Services Office
Illinois Department of Revenue
101 West Jefferson
Springfield, Illinois 62794

217-524-4821
REV.GCO@illinois.gov

CONSTRUCTION BID CREDITS (5/23/25)

[Department of Commerce and Economic Opportunity](#)
[Illinois Works Jobs Program Act \(14 Ill. Adm. Code 680\)](#)
Rulemaking Text: Proposed [48 Ill. Reg. 10489](#); Adopted [49 Ill. Reg. 7298](#)

[Flinn Report summary](#)

The DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY adopted amendments to the Part titled Illinois Works Jobs Program Act (14 IAC 680; proposed at 48 Ill Reg 10489) effective 5/7/25 at 49 Ill Reg 7298, that add provisions for a new Illinois Works Bid Credit Program and also update other aspects of the Illinois Works Jobs Program. The rulemaking, which has

undergone extensive changes since 1st Notice, provides that eligible contractors and subcontractors may earn bid credits, applicable to future bids on State projects, for employing qualified apprentices. For projects costing \$500,000 or more, the program's goal is to have at least 10% of estimated or actual labor hours (whichever is less) in each prevailing wage classification performed by apprentices. Credits are determined by the mean statewide wage for the applicable construction trade and the number of hours worked by qualified apprentices (for each hour worked by a qualified apprentice, the credit is 50 cents per \$1 of the mean statewide prevailing wage for the apprentice's trade). To participate in the bid credit program, contractors and subcontractors must submit monthly reports of work performed by each qualified apprentice and send payroll documentation to DCEO (if the work was performed on a non-public works project) or the Illinois Department of Labor (if the work was for a public works project). DCEO will record and track all credits in the Illinois Works Credit Bank and issue bid credit certificates to contractors that earn credits. A list of active Bid Credit Program participants and available bid credits will be published on the DCEO website. Bid credits will expire 10 years after they are earned. When a public works project is opened for bid, the awarding authority will advise contractors that they may use bid credits (until 7/1/27, only bid credits earned in the same region (Northern or Southern) may be used), and note the maximum amount of bid credits that can be applied to the project: for projects under \$5 million, 3% of total project cost; for projects of \$5 million up to \$50 million, 4% of project cost; for projects of \$50 million or more, 5% of project cost. A contractor may use bid credits to outbid, by no more than \$1, the lowest qualified and responsible bidder that does not use bid credits. If two or more bidders that use bid credits end up bidding the same amount, pre-existing selection criteria will be used to select the winning bidder, with no advantage to the bidders using credits. Bid credits not applied to the project will be returned to the contractor. Bid credits may be combined for specific projects or transferred to another entity as the result of a merger or acquisition, but may not be bought, sold or gifted to another contractor. Additionally, this rulemaking updates apprenticeship goals for various programs and allows these goals to be waived if the contractor or subcontractor demonstrates that not enough graduates of the Illinois Works PreApprenticeship Program are available to

meet the requirements of this Part. Penalties for intentional failure to comply with the program now include termination of the project contract or agreement involved, the contractor being barred from bidding on State projects for 3 years, a monetary penalty of up to 25% of the contract cost, or any combination of these penalties. Changes since 1st Notice include requiring bid credits to have been earned in the same region as the project being bid on through 6/30/27; removing bid credit stipulations based on how long apprentices must remain employed; adjusting the due dates for bid credit apprentice reports; and requiring DCEO to publish summary data from completed projects, including estimated and final costs and labor hours worked by apprentices, on its website quarterly. Those affected by this rulemaking include construction trades apprenticeship programs and construction businesses that bid on public works projects.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Gina Arterberry
Rules Administrator
Illinois Department of Commerce and Economic Opportunity
1011 S. 2nd St.
Springfield, Illinois 62704

217-524-8974

Gina.M.Arterberry@illinois.gov

FARMS AND FOOD BANKS (5/23/25)

[Department of Human Services](#)

Administration of Social Service Programs ([89 Ill. Adm. Code 130](#))

Text of Rulemaking: Proposed [48 Ill. Reg. 13061](#); Adopted [49 Ill. Reg. 7328](#)

[Flinn Report summary](#)

The DEPARTMENT OF HUMAN SERVICES adopted an amendment to the Part titled Administration of Social Service Programs (89 IAC 130; proposed at 48 Ill Reg 13061) effective 5/9/25 at 49 Ill Reg 7328, implementing the Illinois Farm to Food Bank Program Act. The program is intended to expand availability within the Department's existing Emergency Food Assistance Program (EFAP) of nutritious foods locally grown, raised or processed by Illinois farmers. An administering entity for the Farm to Food Bank Program will be chosen by DHS from among the non-profit entities currently participating in EFAP. Foods acquired through the program must be surplus, seconds, or market-grade quality and safe for consumption. No fees may be charged to individual or household recipients or to distribution sites or programs. Funding to participating food banks will be based on the current weighted county allocations used by EFAP. A participating food bank must supply cash or in-kind contributions from non-State sources that match 100% of the Farm to Food Bank resources supplied (changed since 1st Notice from a 50% match of the cost of program activities). Funding not accepted or used before the end of the State fiscal year may be reallocated to other food banks. At least 75% of funds received must be used for picking, packing, processing, transportation, and other costs directly related to acquisition and distribution of food. Separate matching grants will be available to qualifying agricultural entities, food banks, food pantries, soup kitchens, and other agencies that provide food or meals to the needy to fund facility upgrades, equipment, or other capacity-building measures. The administering entity must also establish goals, preferences and incentives to promote equity in the farm industry and prioritize acquisition of food from socially disadvantaged farmers and ranchers as defined by USDA. Since 1st Notice, DHS has aligned this rulemaking more closely with federal and State regulations and definitions and has specified the State and federal food regulations that participants must comply with. Those affected by this rulemaking include farms, ranches, food banks, food pantries, soup kitchens and other entities that participate in the Emergency Food Assistance Program.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Tracie Drew, Chief
Bureau of Administrative Rules and Procedures
Department of Human Services
100 South Grand Avenue East
Harris Building, 3rd Floor
Springfield, Illinois 62762

217-785-9772

DHS.AdministrativeRules@illinois.gov

CONSTRUCTION GRANTS: EARLY CHILDHOOD FACILITIES (5/16/25)

[Capital Development Board](#)

Early Childhood Construction Grant Rules ([71 Ill. Adm. Code 43](#))

Rulemaking Text: Proposed [48 Ill. Reg. 12670](#); Adopted [49 Ill. Reg. 6880](#)

[Flinn Report summary](#)

The CAPITAL DEVELOPMENT BOARD adopted amendments to Early Childhood Construction Grant Rules (71 IAC 43; proposed at 48 Ill Reg 12672) effective 5/5/25 at 49 Ill Reg 6880, that clarify application requirements and scoring criteria; include units of local government, such as community college districts, in the definition of non-profit entities; clarifying that eligible non-profit early childhood providers must be licensed day care centers; and adding a statutory requirement that early childhood centers that qualify for grants cannot be located in private residences. Other provisions change the presumed useful life for equipment from 20 years to 12 years to be consistent with other CDB grant programs; and state that liens may be placed on the property as outlined in the statute. Since 1st Notice, CDB changed a provision that originally allowed joint applications and leasehold improvements when

one non-profit organization owns a facility and another operates the early childhood center. Now, the non-profit that operates the facility may apply for the grant as an eligible entity while the non-profit that owns the facility may be required to act as a guarantor for awards of \$200,000 or more (in the event that the grant recipient fails to meet the requirements of the grant agreement and is obligated to repay all or part of the grant). Units of local government and non-profit entities may be affected.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Lauren Noll
Deputy General Counsel
Capital Development Board
401 South Spring Street
3rd Floor Stratton Building
Springfield, Illinois 62706

217-524-5065

Lauren.Noll@illinois.gov

SPECIAL EDUCATION (5/16/25)

[State Board of Education](#)

Special Education ([23 Ill. Adm. Code 226](#); proposed at [48 Ill. Reg. 6946](#); adopted at [49 Ill. Reg. 6901](#)) and Special Education Facilities Under Section 14-7.02 of the School Code ([23 Ill. Adm. Code 401](#); proposed at [48 Ill. Reg. 6974](#); adopted at [49 Ill. Reg. 6929](#))

[Flinn Report summary:](#)

The STATE BOARD OF EDUCATION adopted amendments to Special Education (23 IAC 226; proposed at 48 Ill Reg 6946) and Special Education Facilities

Under Section 14-7.02 of the School Code (23 IAC 401; proposed at 48 Ill Reg 6974) both effective 5/5/25 at 49 Ill Reg 6901 and 6929, implementing recent Public Acts and SBE policy changes. Both rulemakings require nonpublic special education facilities in which students have been placed at their home district's expense (because the home district cannot accommodate their needs) not to terminate any student's enrollment without first requesting an Individualized Education Plan (IEP) meeting from the contracting school district, to provide notice of a termination at least 20 business days in advance, and to include in their notice the reasons for the termination. Amendments to Part 226 additionally require Individualized Education Plans (IEPs) to include any extra accommodation the student may need in an emergency, including a natural disaster or active shooter situation, and to determine the student's Priority of Urgency of Need for Services (PUNS) List status at each annual review. (The PUNS List is the Department of Human Services' database of persons who are in current or future need of Home and Community-Based Waiver services for persons with developmental disabilities.) If an IEP student is not registered with PUNS or the student's registration status is not known, the parents/guardian and student will receive contact information for an Intermediate Service Center that can register the student with PUNS. An IEP for a student age 14½ or older shall note any dual credit courses in which the student has enrolled for either dual college-high school credit or for high school credit only. Other provisions allow parent/guardian requests for an independent educational evaluation at district expense to be submitted to either the applicable district special education administrator or the district superintendent; allow a finalized IEP to be delivered to parents on an agreed-upon date (previously, immediately); clarify the extent of "stay put" agreements allowing a child to remain in the current placement while mediation efforts are in progress; remove references to the Learning Disability Specialist I endorsement and the work assignments that required this obsolete endorsement; and require an IEP meeting to be held when a student will require ongoing home or hospital instruction and allow such instruction to be delivered in person or online. The Part 401 rulemaking additionally clarifies a distinction between residential-only programs (in which all students live on campus) and combination programs (which enroll both day students and resident students). The rulemaking specifies what must be

included in a residential-only program's application for ISBE approval and also provides that applications from any program will be approved on a rolling basis with no specific timeline. If any program's ISBE approval status is downgraded to "pending further review" of alleged deficiencies or violations, the program must notify all contracting school districts of this change, and school districts may not make any new placements into the program. Programs being downgraded to "nonapproved" status will receive 20 (formerly 10) business days' notice from the State Superintendent. A program provider in Illinois or another state that loses its license or approval to operate and can no longer accept admissions must notify ISBE of the admissions hold within 5 business days. Other provisions clarify staffing and life-safety inspection requirements. Changes since 1st Notice to the Part 401 rulemaking specify that when virtual instruction is provided to a classroom, there must be sufficient staff physically present in the classroom to maintain a 5:1 student-to-staff ratio. Also, a requirement that each facility's staff include a full-time chief administrator meeting certain qualifications will not take effect until the 2026-27 school year and has been modified to accommodate instances in which the chief administrator oversees more than one program location.

Both rulemakings were changed between proposal and adoption. A summary of the changes can be found in item 11 of their respective Notices of Adopted Amendment ([49 Ill. Reg. 6901](#) and [49 Ill. Reg. 6929](#)).

Questions/requests for copies of rulemaking to:

Azita Kakvand
Illinois State Board of Education
555 W. Monroe Street, Suite 900
Chicago, IL 60661

312-783-2757
rules@isbe.net

CARE FACILITIES FOR THE DEVELOPMENTALLY DISABLED (INTERMEDIATE CARE/MEDICALLY COMPLEX) (5/16/25)

[Department of Public Health](#)

Intermediate Care for the Developmentally Disabled Facilities Code ([77 Ill. Adm. Code 350](#); proposed at [49 Ill. Reg. 51](#); adopted at [49 Ill. Reg. 7038](#)) and Medically Complex for the Developmentally Disabled Facilities Code ([77 Ill. Adm. Code 390](#); proposed at [49 Ill. Reg. 85](#); adopted at [49 Ill. Reg. 7071](#))

[Flinn Report Summary:](#)

The DEPARTMENT OF PUBLIC HEALTH adopted amendments to Intermediate Care for the Developmentally Disabled Facilities Code (77 IAC 350; proposed at 49 Ill Reg 51) and Medically Complex for the Developmentally Disabled Facilities Code (77 IAC 390; proposed at 49 Ill Reg 85), both effective 4/30/25 at 49 Ill Reg 7038 and 7071, implementing Public Acts [103-1](#) and [102-1095](#). These rulemakings allow DPH to conduct inspections of ICF/DD and MC/DD facilities that normally must be conducted within 30 days of a complaint that does not involve resident abuse or neglect within "an appropriate timeframe to the extent feasible" during statewide public health emergencies. The amendments also implement the Latex Glove Ban Act, which prohibits use of latex gloves in food service and patient care if nonlatex gloves are available. If non-latex gloves are in short supply, their use must be prioritized for residents with known or self-stated latex allergies or who cannot communicate their allergy status. Other provisions update statutory language allowing DPH inspectors to conduct an informal exit conference with staff of an ICF/DD facility when a serious deficiency or violation is found, so that the facility can correct the deficiency as soon as possible. Finally, the Part 350 rulemaking extends a statutory exemption from the 120-day initial training requirement for nursing assistants and habilitation aides (when there is a statewide public health emergency or when the prospective aide/assistant is enrolled in an approved course that is taught on a semester or term basis) to developmental disabilities aides and direct support persons.

Both rulemakings were changed between proposal and adoption. A summary of the changes can be found in item 11 of their respective Notices of Adopted Amendment ([49 Ill. Reg. 7038](#) and [49 Ill. Reg. 7071](#)).

Questions/requests for copies of rulemaking to:

Illinois Department of Public Health
Attention: Tracey Trigillo, IDPH Rules Coordinator
Director's Office, Division of Governmental Affairs
Lincoln Plaza, 524 South 2nd Street, 6th Floor
Springfield, IL 62701

217-782-1159

dph.rules@illinois.gov

NURSES (5/9/25)

[Department of Financial and Professional Regulation](#)

[Nurse Practice Act \(68 Ill. Adm. Code 1300\)](#)

Rulemaking Text: Proposed ([48 Ill. Reg. 13019](#)); Adopted ([49 Ill. Reg. 6052](#))

[Flinn Report summary:](#)

The DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION adopted amendments to the Part titled Nurse Practice Act (68 IAC 1300; proposed at 48 Ill Reg 13019) effective 5/9/25 at 49 Ill Reg 6052, that add a new Section addressing requirements for certified nurse midwives to report adverse occurrences (death or hospitalization of a newborn or mother within 48 hours after delivery or attempted delivery), allow other English tests approved by the Division of Professional Regulation (previously, only the Test of English as a Foreign Language (TOEFL) or the International English Language Testing System (IELTS) were approved) to be used by licensure applicants whose primary language is not English, and set minimum passing scores for some of the alternative tests. Grounds for withdrawing approval of a nurse education program now include failure to maintain a pass rate for graduates of 75% or

higher on the National Council Licensing Examination for 2 consecutive years. Other provisions require all substance abuse assessments, in cases involving substance-abuse-related allegations, to be paid for by the licensee (formerly, by DFPR); set timelines for action when a licensee contests a suspension; and allow licensees to request a hearing to terminate a suspension. Changes since 1st Notice clarify that DFPR may offer care, counseling and treatment agreements to a nurse impaired by substance use disorder and clarify the factors DFPR will consider when evaluating a nurse education program. Licensed nurses, their employers, and nurse education programs are affected.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Department of Financial and Professional Regulation
Attention: Craig Cellini
320 West Washington, 2nd Floor
Springfield, Illinois 62786

217-785-0810

Fax: 217-557-4451

Craig.Cellini@illinois.gov

AMUSEMENTS (5/9/25)

[Department of Labor](#)

Amusement Ride and Attraction Safety Act ([56 Ill. Adm. Code 6000](#))

Text of Rulemaking: Proposed ([48 Ill. Reg. 6438](#)); Adopted ([49 Ill. Reg. 6097](#))

[Flinn Report summary](#)

The DEPARTMENT OF LABOR adopted amendments to the Part titled Amusement Ride and Attraction Safety Act (56 IAC 6000; proposed at 48 Ill Reg 6438) effective 4/25/25 at 49 Ill Reg 6097, implementing [Public Act 103-](#)

[177](#). The rulemaking removes the distinction between paid and volunteer carnival workers and makes volunteers subject to the same drug testing and background checks as paid employees. The Director of DOL may waive the requirement to apply for a permit at least 30 days in advance of operating a ride or attraction (or in advance of expiration of the current permit) if the applicant provides satisfactory proof that the application could not have been filed sooner. The Director may also accept permit applications filed less than 30 days in advance provided the application was submitted before the ride or attraction begins operation. Permits may be categorically denied to applicants who have previously made misrepresentations or material omissions on applications or documents submitted to DOL. Inspections by DOL and the associated fees may be waived if the operator provides proof that the ride/attraction has passed an inspection by another public or private agency (e.g., a municipality) whose standards are at least as stringent as DOL's standards under the Act. Operating permit holders must have a first aid and CPR-certified employee on staff at all times of operation. In instances where a ride or attraction is not in compliance with this Part but does not pose an immediate danger to the public or to workers, DOL may issue a correction notice with a specified compliance deadline, after which a stop operation order may be issued if the deficiency is not corrected. A civil penalty of \$1,000 per violation may be imposed for any violation of the Act or this Part, and the maximum penalty for operating without a permit is raised to \$10,000 per day for a third or subsequent violation. Other provisions add a definition of "special amusement structures" including haunted houses (which need not be Halloween-themed) and prohibit amusement workers at haunted houses from making physical contact with patrons unless necessary to remove a patron or prevent injury to the patron or others; clarify administrative hearing procedures; incorporate the 2005 edition of the National Fire Protection Association Life Safety Code 101; and update requirements for bungee jumping, zip lines, aerial adventures and trampoline courts. Since 1st Notice, DOL has clarified the definitions of "slide" to exclude water slides and "zip line" to exclude playground zip lines not normally requiring supervision or third-party operation. Businesses, municipalities and non-profit organizations that sponsor carnivals, fairs, haunted houses and similar attractions are affected.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Anna Koeppel
Legislative Director
Illinois Department of Labor
524 South 2nd Street, Suite 400
Springfield, Illinois 62701

217-558-1270

Anna.Koeppel@illinois.gov

NURSE AGENCIES (5/9/25)

[Department of Labor](#)

Nurse Agency Licensing Act ([68 Ill. Adm. Code 690](#))

Rulemaking Text: Proposed: [48 Ill. Reg. 6519](#); Adopted: [49 Ill. Reg. 6180](#)

[Flinn Report summary](#)

DOL also adopted amendments to the Part titled Nurse Agency Licensing Act (68 IAC 690; proposed at 48 Ill Reg 6519) effective 4/25/25 at 49 Ill Reg 6180, implementing [PAs 102-946](#) and [102-1124](#). The rulemaking clarifies which types of nurse staffing agencies that temporarily employ or assign nurses or certified nurse aides to health care facilities are subject to the Act and this Part, and also provides guidance on how the requirements of the Act and this Part interact with other licensure laws. A nurse agency applying to DOL for a license must certify that it holds workers' compensation and professional liability insurance; provide copies of its facility contracts to DOL; pay an application fee of \$1,000 (previously \$250) online, plus \$250 for each Illinois branch office or location; and provide data on its shift fulfillment rate for the previous 3 quarters. Applications no longer have to be notarized since they are

being submitted electronically. Fines are raised to \$10,000 (formerly \$500) per violation (other than submission of false/misleading information, for which the fine remains \$500). The rulemaking allows DOL to initiate an investigation of a suspected violation with or without a complaint and sets conditions for the employer to respond and request a hearing. Other provisions address recordkeeping, quarterly labor cost data reporting, verification of employees' current licensure and continuing education, background checks, on-boarding requirements, and non-compete agreements with employees. Since 1st Notice, DOL has removed mobile applications, web-based platforms, and managed service providers from the definition of a nurse agency subject to this Part; removed a requirement that the nurse agency verify an applicant's educational credentials; changed the quarterly labor cost reporting schedule; clarified procedures for complaint hearings; and removed or modified various definitions. Nurse staffing agencies and healthcare facilities which use their services are affected.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Anna Koeppel
Legislative Director
Illinois Department of Labor
524 South 2nd Street, Suite 400
Springfield, Illinois 62701

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Anna.Koeppel@illinois.gov

NURSING HOMES (5/9/25) (3)

[Department of Public Health](#)

Skilled Nursing and Intermediate Care Facilities Code ([77 Ill. Adm. Code 300](#); proposed [49 Ill. Reg. 1397](#); adopted [49 Ill. Reg. 6468](#)); Sheltered Care Facilities

Code ([77 Ill. Adm. Code 330](#); proposed [49 Ill. Reg. 1124](#); adopted [49 Ill. Reg. 6515](#)); Illinois Veterans' Homes Code ([77 Ill. Adm. Code 340](#); proposed [48 Ill. Reg. 17240](#); adopted [49 Ill. Reg. 6539](#))

[Flinn Report summary](#)

The DEPARTMENT OF PUBLIC HEALTH adopted amendments to Skilled Nursing and Intermediate Care Facilities Code (77 IAC 300; proposed at 49 Ill Reg 1397) effective 4/22/25 at 49 Ill Reg 6468, that define a medical ventilator and require facilities to obtain DPH approval and meet National Fire Protection Association Standards 70 (National Electrical Code) and 99 (Health Care Facilities Code) before providing medical ventilator care to residents. The rulemaking also requires licensed staff who administer life-sustaining treatments or high acuity services (e.g., ventilator care, on-site dialysis, infusion therapy, artificial nutrition/hydration) to be adequately trained to administer these treatments.

DPH also adopted amendments to Sheltered Care Facilities Code (77 IAC 330; proposed at 49 Ill Reg 1124) effective 4/22/25 at 49 Ill Reg 6515, updating the Part to align with changes in statute and policy. The rulemaking implements [Public Act 103-691](#), under which facilities that are only partially Medicaid-certified may discharge a resident from the non-Medicaid-certified portion of the facility for inability to pay without Medicaid only if: the resident and/or their representative was informed at the time of admission and at each contract renewal that the resident could be discharged for inability to pay, and the resident or representative acknowledged receiving this information in writing. If the resident has been covered by Medicare, the facility must notify the resident or representative at least 5 days before the 100-day Medicare benefit period ends. The rulemaking also implements [Public Act 103-776](#), which requires both the current and prospective owners of facilities that are changing ownership to submit to DPH for approval, at the same time that DPH is notified of the pending transfer of ownership, a transition plan explaining how resident care and appropriate staffing levels will be maintained during the transition period. If any resident suffers harm due to failure of the transition plan, the facility will receive a "high risk" designation and the party

that failed to carry out their responsibility under the transition plan will be cited for a violation.

DPH also adopted amendments to Illinois Veterans' Homes Code (77 IAC 340; proposed at 48 Ill Reg 17240) effective 4/22/25 at 49 Ill Reg 6539, to align this Part with recent updates to the Nursing Home Care Act and federal regulations. The rulemaking updates requirements for obtaining informed consent for psychotropic medications; implements [Public Act 103-1](#), which allows DPH to conduct certain inspections of licensed facilities "to the extent feasible" during a statewide public health emergency; and incorporates federal requirements regarding antibiotic stewardship programs, strike notification, and drug regimen review processes.

All three rulemakings were changed between proposal and adoption. A summary of the changes can be found in item 11 of each Notice of Adopted Amendment: [Part 300](#); [Part 330](#); [Part 340](#).

Questions/requests for copies of rulemaking to:

Illinois Department of Public Health
Attention: Tracey Trigillo, IDPH Rules Coordinator
Director's Office, Division of Governmental Affairs
Lincoln Plaza, 524 South 2nd Street, 6th Floor
Springfield, IL 62701

217-782-1159

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IEPA REPEALERS (4/25/25) (3)

[Environmental Protection Agency](#)

Introductions and Definitions ([35 Ill. Adm. Code 651](#); [48 Ill. Reg. 12059](#)), Design, Operation, and Maintenance Criteria ([35 Ill. Adm. Code 653](#); [48 Ill. Reg. 12066](#)), and Raw and Finished Water Quality and Quantity ([35 Ill. Adm. Code 654](#); [48 Ill. Reg. 12109](#))

Texts of the 3 Rulemakings are linked from the Illinois Register citations above

[Flinn Report summary](#)

The ILLINOIS ENVIRONMENTAL PROTECTION AGENCY repealed the Parts titled Introductions and Definitions (35 IAC 651; proposed at 48 Ill Reg 12059), Design, Operation and Maintenance Criteria (35 IAC 653; proposed at 48 Ill Reg 12066) and Raw and Finished Water Quality and Quantity (35 IAC 654; proposed at 48 Ill Reg 12109), all effective 4/14/25 at 49 Ill Reg 5816, 5818 and 5821 because the provisions contained in these Parts have been incorporated into 35 IAC 601 and 35 IAC 604 since 2019.

Questions/requests for copies of rulemaking to:

Charles Matoesian
Assistant Counsel
Illinois Environmental Protection Agency
Division of Legal Counsel
2520 W Iles Ave.
P.O. Box 19276
Springfield, Illinois 62794-9276

217-782-5544

charles.matoesian@illinois.gov

FIRE-RESISTANT MATERIAL (4/25/25)

[Office of the State Fire Marshal](#)

Sprayed Fire-Resistant Material Applicator Registration Rules ([41 Ill. Adm. Code 255](#))

Text of Rulemaking: [48 Ill. Reg. 12707](#)

[Flinn Report summary](#)

The OFFICE OF THE STATE FIRE MARSHAL adopted a new Part titled Sprayed Fire-Resistant Material Applicator Registration Rules (41 IAC 255; proposed at

48 Ill Reg 12699) effective 4/8/25 at 49 Ill Reg 5823, that implements the Sprayed Fire-Resistant Material Applicator Act [425 ILCS 75]. The Part outlines the process by which OSFM will register persons as sprayed fire-resistant material applicators and establishes requirements for applicators. The Act and the Part define "sprayed fire-resistant material" (SFRM) as cementitious or fibrous material applied to a steel structure as fire protection. An individual seeking registration as an SFRM applicator must be age 18 or older; hold a valid driver's license, other state ID, or passport; and provide proof of having completed a plasterer apprenticeship (via a certificate from the U.S. Department of Labor or a State apprenticeship program), at least 8 hours of training (on the job and/or in the classroom) in SFRM application, or equivalent training/certification as determined by OSFM. Registrations are valid for 3 years and the registration fee is \$75 for renewals on or before the expiration date. OSFM will notify registrants at least 90 days before their registration expires. Renewal of an expired registration is \$125 plus a \$50 late fee. The rulemaking also establishes processes for OSFM to issue notices of violation and civil penalties for violations, and for affected individuals to appeal adverse decisions. Written complaints concerning unregistered activity may be addressed to the OSFM Division of Fire Prevention. Since 1st Notice, OSFM has clarified the plasterer apprenticeship requirements; clarified that notices of violation may be appealed; and clarified the procedure for registration renewal. Those affected by this rulemaking include businesses that apply SFRM in buildings.

This rulemaking was changed between proposal and adoption. A listing of the changes made can be found in the Agency's answer to Question 11 on its Notice of Adopted Rules ([49 Ill. Reg. 5823](#)).

Questions/requests for copies of rulemaking to:

Ashley Vincent
Legal Division
Attn: Part 255 Rules
Office of the State Fire Marshal
1035 Stevenson Drive
Springfield, IL 62703

217-606-9822

SFM.255rulemaking@fdmail.sfm.illinois.gov

SUBSTANCE USE TREATMENT (4/18/25) (2)

[*Department of Human Services*](#)

Alcoholism and Substance Abuse Treatment and Intervention Licenses ([77 Ill. Adm. Code 2060](#))

Notice of Adopted Repealer: [49 Ill. Reg. 5287](#); Text of New Part: [49 Ill. Reg. 5290](#)

[*Flinn Report summary*](#)

The DEPARTMENT OF HUMAN SERVICES repealed the Part titled Alcoholism and Substance Abuse Treatment and Intervention Licenses (77 IAC 2060; proposed at 48 Ill Reg 5389, adopted at 49 Ill Reg 5287) and adopted a new Part titled Substance Use Disorder Treatment and Intervention Services (77 IAC 2060; proposed at 48 Ill Reg 5484, adopted at 49 Ill Reg 5290), both effective 4/2/25. The new Part incorporates updated (from 2nd edition (2001) to 3rd edition (2013)) substance use disorder (SUD) patient placement criteria promulgated by the American Society of Addiction Medicine (ASAM) and promotes trauma-informed, culturally relevant, and evidence-based approaches to SUD treatment. It also establishes DHS' Division of Substance Use Prevention and Recovery (SUPR) as the sole authority for licensing and regulating community-based treatment and intervention organizations. Services that may be provided by licensed intervention organizations include DUI evaluations, DUI risk education, case management for criminal justice

clients diverted to treatment rather than incarceration, and recovery homes for persons in any stage of recovery from an SUD. The new Part also clarifies level of care requirements ranging from outpatient care to medically-monitored inpatient withdrawal management; adds provisions for opioid use disorder treatment providers; removes or replaces stigmatizing language (e.g., replacing "relapse" with "reoccurrence"); adds, removes or revises various definitions; updates incorporations by reference of the American Psychiatric Association's Diagnostic and Statistical Manual 5th Edition (DSM-5), other professional standards, and facility codes; and more clearly separates medical and clinical responsibilities. Since 1st Notice, DHS has made numerous changes requested by commenters, including: changing the criteria for a "high risk" DUI offender from 3 or more DUI convictions/dispositions in a 10-year period to 3 or more lifetime DUI dispositions; clarifying the professional qualifications for various clinical and supervisory positions; clarifying the supervision requirements for clinical staff (e.g., interns) that have yet to complete educational or other criteria for their position; removing references to organization licensing fees; and recognizing the 4th edition (2024) of the ASAM patient placement criteria for use beginning 7/1/25. Substance use disorder intervention and treatment providers are affected by these rulemakings.

Questions/requests for copies of rulemaking to:

Tracie Drew, Chief
Bureau of Administrative Rules and Procedures
Department of Human Services
100 South Grand Avenue East
Harris Building, 3rd Floor
Springfield, Illinois 62762

217-785-9772

DHS.AdministrativeRules@illinois.gov

SALES TAXES (4/18/25) (2)

[Department of Revenue](#)

Retailers' Occupation Tax ([86 Ill. Adm. Code 130](#)); Service Occupation Tax ([86 Ill. Adm. Code 140](#))

Text of Rulemakings: [49 Ill. Reg. 5419](#) and [5457](#)

[Flinn Report summary](#)

The DEPARTMENT OF REVENUE adopted amendments to Retailers' Occupation Tax (86 IAC 130; proposed at 48 Ill Reg 17483 and 17691) effective 4/1/25 at 49 Ill Reg 5419, combining two separately proposed rulemakings. These amendments implement [Public Act 103-0966](#) and its provisions for Direct Pay Permit holders (taxpaying entities granted approval from DOR to pay the sales taxes due on their vendor purchases directly to DOR with their own sales tax returns, instead of paying that tax to the vendor) and other Public Acts concerning taxable sales and sales tax exemptions. The rulemaking provides guidance, including examples, regarding the annual review process for Direct Pay Permit holders, the filing of amended returns, and penalties for noncompliance. Taxpayers must complete and submit annual reviews for each calendar year (to determine whether all sales taxes were correctly sourced and paid) by March 31 of the following year. If corrections are needed, an amended return must be filed by April 20. Failure to comply with these requirements incurs a \$6,000 penalty for each review period. The rulemaking also expands the definition of taxable sales effective 1/1/25 to include leases, except for certain leases of computer software and property leases taxed by a home rule unit of local government prior to 1/1/23 (these exemptions remain in effect through 12/31/29). Other transactions exempt from sales or service tax include sales made to an active duty member of the U.S. Armed Forces who presents valid military identification and uses a form of payment whereby the federal government is the payor, as well as home-delivered meals to Medicare or Medicaid recipients paid for by an intermediary such as a managed care organization or a Medicare Advantage Organization pursuant to a government contract. This rulemaking also repeals an obsolete tax exemption for commercial distribution fees on vehicles that expired in 2005.

Businesses that have received Direct Pay Permits are affected. DOR also adopted amendments to Service Occupation Tax (86 IAC 140; proposed at 48 Ill Reg 17725) effective 4/1/25 at 49 Ill Reg 5457, that extend the service occupation tax to leases effective 1/1/25 (with exceptions for computer software and property leases taxed by a home rule unit of government), exempt sales to active-duty service members and home-delivered meals from this tax, and repeal the obsolete exemption for commercial distribution fees on vehicles.

Both Parts were changed between proposal and adoption. A summary of the changes can be found in item 11 of the Notice of Adopted Amendment for [Parts 130](#) and [140](#), respectively.

Questions/requests for copies:

Alexis K. Overstreet (Part 130) or Kimberly Rossini (Part 140)
Illinois Department of Revenue
101 W. Jefferson Street
Springfield, IL 62794

217-782-7055
REV.GCO@illinois.gov

DAY CARE: CHILDREN'S PRODUCT SAFETY (4/11/25)

[Department of Children and Family Services](#)
[Children's Product Safety \(89 Ill. Adm. Code 386\)](#)
Text of Rulemaking: [49 Ill. Reg. 4450](#)

[Flinn Report summary](#)

DCFS also adopted amendments to the Part titled Children's Product Safety (89 IAC 386; proposed at 48 Ill Reg 15953) effective 3/28/25 at 49 Ill Reg 4450, updating its procedures for informing day care providers of children's product safety recalls. A "children's product" is defined as a product designed or

intended for the care or use of any child under age 12 (previously, any product intended specifically for children under 6, or for children of all ages). DCFS notifications to day care providers regarding children's product recalls shall include a web link to the comprehensive list of products deemed by the Department of Public Health to be unsafe for use in day care environments. The rulemaking also strikes obsolete provisions left over from the initial implementation of the Children's Product Safety Act on 7/1/00.

Questions/requests for copies of rulemaking to:

Tamara Bristow
Office of Child and Family Policy
Department of Children and Family Services
406 E. Monroe, Station #65
Springfield, Illinois 62701

217-524-1983

DCFS.Policy@illinois.gov

LONG-TERM CARE COST REPORTS (4/11/25)

[*Department of Healthcare and Family Services*](#)

Medical Payment (89 Ill. Adm. Code 140)

Text of Rulemaking: [49 Ill. Reg. 4457](#)

[*Flinn Report summary*](#)

The DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES adopted amendments to Medical Payment (89 IAC 140; proposed at 49 Ill Reg 1) effective 3/27/25 at 49 Ill Reg 4457, concerning the annual filing deadlines for Long Term Care (LTC) facility financial and statistical reports (cost reports). The rulemaking extends the cost report due date for facilities whose fiscal year ends on or before June 30 to November 30 of the applicable year. For facilities whose fiscal year ends after June 30, the report is due 5 months after the fiscal year end date. (Previously, all reports were due within 90 days after the end of

the facility's fiscal year.) A 30-day extension of the due date that is provided for in current rule will only be granted for extraordinary circumstances over which the provider has no control. The rulemaking also provides that cost reports filed prior to July 1 (formerly, prior to April 1) of the applicable year will be used to calculate the facility's rates for the upcoming July 1 rate year.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Kathy Muse
General Counsel
Illinois Department of Healthcare and Family Services
201 South Grand Avenue East, 3rd Floor
Springfield IL 62763-0002

217-782-1233

HFS.Rules@Illinois.gov

HOME HEALTH SERVICES (4/11/25)

[Department of Public Health](#)

Home Health, Home Services, and Home Nursing Agency Code ([77 Ill. Adm. Code 245](#))

Text of Rulemaking: [49 Ill. Reg. 4661](#)

[Flinn Report summary](#)

DPH also adopted an amendment to Home Health, Home Services, and Home Nursing Agency Code (77 IAC 245; proposed at 48 Ill Reg 17466) effective 3/25/25 at 49 Ill Reg 4661, clarifying training requirements in Section 245.71(i) to state that a home services agency shall provide a home services worker with a copy of their training certificate, upon request. Home services providers are affected.

Questions/requests for copies of rulemaking to:

Illinois Department of Public Health
Attention: Tracey Trigillo, IDPH Rules Coordinator
Director's Office, Division of Governmental Affairs
Lincoln Plaza, 524 South 2nd Street, 6th Floor
Springfield, IL 62701

217-782-1159

dph.rules@illinois.gov

NURSING HOMES (4/11/25)

[*Department of Public Health*](#)

Skilled Nursing and Intermediate Care Facilities Code ([77 Ill. Adm. Code 300](#))

Text of Rulemaking: [49 Ill. Reg. 4670](#)

[*Flinn Report summary*](#)

The DEPARTMENT OF PUBLIC HEALTH adopted amendments to Skilled Nursing and Intermediate Care Facilities Code (77 IAC 300; proposed at 48 Ill Reg 17210) effective 3/25/25 at 49 Ill Reg 4670, implementing [Public Acts 103-691](#) and [103-776](#). This rulemaking allows a nursing facility with certain parts that are not certified for participation in the Medical Assistance program (e.g., rehabilitation) to discharge residents who cannot self-pay from the non-Medicaid-certified portions of the facility under the following conditions: the facility explained to the resident and/or the resident's representative, at the time of admission and upon renewal of their contract, that they could be discharged for inability to pay without medical assistance; the resident and/or representative acknowledges in writing having received this explanation; and, in cases where the resident's stay has been covered by Medicare and coverage is ending prior to the full 100-day benefit period, the facility has given the resident 5 days' notice of the termination of their Medicare coverage. The rulemaking also requires the new owners of facilities that are changing

ownership to submit a detailed transition plan, documenting how resident care and appropriate staffing levels will be maintained during the transition process, to DPH for approval at the same time that they apply for their initial (new) license. A facility that fails to follow its transition plan and thereby causes harm to a resident will be cited for a violation and designated as "high risk". Finally, the rulemaking clarifies that work eligibility status for all prospective employees subject to the Health Care Worker Background Check Act must be checked prior to hiring.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Illinois Department of Public Health
Attention: Tracey Trigillo, IDPH Rules Coordinator
Director's Office, Division of Governmental Affairs
Lincoln Plaza, 524 South 2nd Street, 6th Floor
Springfield, IL 62701

217-782-1159

dph.rules@illinois.gov

NURSING ASSISTANT EXAM: ENGLISH OR SPANISH (4/11/25)

[Department of Public Health](#)

Long-Term Care Assistants and Aides Training Programs Code ([77 Ill. Adm. Code 395](#))

Text of Rulemaking: [49 Ill. Adm. Code 4699](#)

[Flinn Report summary](#)

DPH adopted amendments to Long-Term Care Assistants and Aides Training Programs Code (77 IAC 395; proposed at 48 Ill Reg 17475) effective 3/25/25 at 49 Ill Reg 4699, implementing [Public Act 103-0695](#). The Act and this

rulemaking require DPH to give nursing assistant students the option to take the required examination in either Spanish or English, without restrictions on who may take the exam in either language. Nursing assistant training programs are affected.

The only differences between the proposed and final versions are the code text from amendments adopted at [48 Ill. Reg. 17753](#), effective December 2, 2024.

Questions/requests for copies of rulemaking to:

Illinois Department of Public Health
Attention: Tracey Trigillo, IDPH Rules Coordinator
Director's Office, Division of Governmental Affairs
Lincoln Plaza, 524 South 2nd Street, 6th Floor
Springfield, IL 62701

217-782-1159

dph.rules@illinois.gov

NEWBORN SCREENING (4/11/25)

[Department of Public Health](#)

Newborn and Infant Screening and Treatment Code ([77 Ill. Adm. Code 661](#))

Text of Rulemaking: [49 Ill. Reg. 4706](#)

[Flinn Report summary](#)

DPH adopted amendments to Newborn and Infant Screening and Treatment Code (77 IAC 661; proposed at 48 Ill Reg 14523) effective 3/25/25 at 49 Ill Reg 4706, that permit blood spot samples to be retained by DPH for development, validation, and quality assurance of newborn screening tests, either within the Department or on behalf of screening partners such as the federal Centers for Disease Control and Prevention (CDC). Residual blood samples left after all specimens have been submitted for testing may be released to the parents or guardians of the newborn (with a \$25 administrative fee), or with the

parents/guardians' consent, to a designated CLIA certified clinical laboratory for further analysis. DPH will determine whether a residual blood sample is sufficient for release to parents/guardians or other laboratories. Health care providers and clinical laboratories are affected.

Questions/requests for copies of rulemaking to:

Illinois Department of Public Health
Attention: Tracey Trigillo, IDPH Rules Coordinator
Director's Office, Division of Governmental Affairs
Lincoln Plaza, 524 South 2nd Street, 6th Floor
Springfield, IL 62701

217-782-1159

dph.rules@illinois.gov

SEXUALLY TRANSMISSIBLE INFECTION CONTROL MEASURES: HIV-POSITIVE HEALTH CARE PROFESSIONALS (4/11/25)

[*Department of Public Health*](#)

Control of Sexually Transmissible Infections Code ([77 Ill. Adm. Code 693](#))

Text of Rulemaking: [49 Ill. Reg. 4721](#)

[*Flinn Report summary*](#)

DPH also adopted amendments to Control of Sexually Transmissible Infections Code (77 IAC 693; proposed at 48 Ill Reg 13555) effective 3/25/25 at 49 Ill Reg 4721, updating clinical guidance on invasive procedure precautions for health care professionals who are living with HIV, clinical recommendations for Expedited Partner Therapy (EPT), and updating terminology related to HIV and AIDS. The rulemaking aligns its definitions of acquired immunodeficiency syndrome (AIDS) and Human Immunodeficiency Virus (HIV) infection with those of the Centers for Disease Control and Prevention, and changes references to "HIV infected persons" to "persons living with HIV". Updated professional medical standards and guidance for healthcare personnel living

with HIV are incorporated in this Part and such personnel are advised to follow updated guidance regarding their performance of invasive procedures on patients. Procedures for investigating possible secondary exposure of patients or others to HIV from a healthcare worker who is living with HIV are also clarified. Persons diagnosed with chlamydia, gonorrhea or trichomonas by a health care professional outside of a local health department shall be offered EPT services enabling their sexual partners to receive immediate treatment without having to present themselves for an exam first. Health care providers are advised to "strongly consider" offering EPT services to pregnant partners (previously, EPT for pregnant partners was described as "a last resort" since certain antibiotics used to treat STIs are contraindicated for pregnant patients) and to recommend that they advise their prenatal care providers if they have received EPT. Health care providers and local health departments are affected.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Illinois Department of Public Health
Attention: Tracey Trigillo, IDPH Rules Coordinator
Director's Office, Division of Governmental Affairs
Lincoln Plaza, 524 South 2nd Street, 6th Floor
Springfield, IL 62701

217-782-1159

dph.rules@illinois.gov

MANDATED REPORTER TRAINING: IMPLICIT BIAS (4/4/25) (5)

[Department of Children and Family Services](#)

[Licensing Standards for Child Welfare Agencies \(89 Ill. Adm. Code 401; 49 Ill. Reg. 3880\)](#); [Licensing Standards for Group Homes \(89 Ill. Adm. Code 403; 49 Ill. Reg. 3889\)](#); [Licensing Standards for Child Care Institutions and Maternity Centers \(89 Ill. Adm. Code 404; 49 Ill. Reg. 3893\)](#); [Licensing Standards for Youth](#)

*Transitional Housing Programs ([89 Ill. Adm. Code 409](#); [49 Ill. Reg. 3898](#));
Licensing Standards for Youth Emergency Shelters ([89 Ill. Adm. Code 410](#); [49 Ill. Reg. 3904](#))*

Texts of the 5 Rulemakings are linked from Illinois Register citations above

[Flinn Report summary](#)

The DEPARTMENT OF CHILDREN AND FAMILY SERVICES adopted amendments to Licensing Standards for Child Welfare Agencies (89 IAC 401; proposed at 48 Ill Reg 16656, adopted at 49 Ill Reg 3880), Licensing Standards for Group Homes (89 IAC 403; proposed at 48 Ill Reg 16666, adopted at 49 Ill Reg 3889), Licensing Standards for Child Care Institutions and Maternity Centers (89 IAC 404; proposed at 48 Ill Reg 16671, adopted at 49 Ill Reg 3893), Licensing Standards for Youth Transitional Housing Programs (89 IAC 409; proposed at 48 Ill Reg 16702, adopted at 49 Ill Reg 3898), and Licensing Standards for Youth Emergency Shelters (89 IAC 410; proposed at 48 Ill Reg 16709, adopted at 49 Ill Reg 3904), all effective 3/18/25, implementing [Public Acts 101-564](#) and [102-604](#). These Public Acts and rulemakings implement amendments to the Abused and Neglected Child Reporting Act (ANCRA) [[325 ILCS 5](#)] that require training for mandated reporters of child abuse and neglect to include a section on implicit bias. (ANCRA requires implicit bias training to address "attitudes or internalized stereotypes that affect people's perceptions, actions, and decisions in an unconscious manner and often contribute to unequal treatment of people based on race, ethnicity, gender identity, sexual orientation, age, disability, and other characteristics".) These rulemakings require implicit bias training to be completed within 3 months after an individual's initial licensure and every 3 years thereafter, and proof of completion to be kept in the individual's personnel record. Those affected by these rulemakings include day care providers, child welfare agency caseworkers, group home staff, and staff of DCFS-licensed youth programs and facilities.

Questions/requests for copies of rulemakings to:

Tamara Bristow

Office of Child and Family Policy
Department of Children and Family Services
406 E. Monroe, Station #65
Springfield, Illinois 62701

217-524-1983

DCFS.Policy@illinois.gov

ENVIRONMENTAL LABORATORIES: WATER TESTING METHODS (4/4/25)

[*Environmental Protection Agency*](#)

Accreditation of Environmental Laboratories ([35 Ill. Adm. Code 186](#))

Text of Rulemaking: [49 Ill. Reg. 3916](#)

[*Flinn Report summary*](#)

The ILLINOIS ENVIRONMENTAL PROTECTION AGENCY adopted an amendment to Accreditation of Environmental Laboratories (35 IAC 186; proposed at 48 Ill Reg 15011) effective 3/24/25 at 49 Ill Reg 3916, that updates an incorporation by reference of federal Clean Water Act rules for effluent analysis that were effective 4/16/24. Environmental laboratories that perform water testing may be affected.

Questions/requests for copies of rulemaking to:

Rebecca Strauss
Division of Legal Counsel
Illinois Environmental Protection Agency
2520 West Iles Avenue
P. O. Box 19276
Springfield, Illinois 62704

rebecca.strauss@illinois.gov

217-782-5544

Kaitlyn Hutchison
Division of Legal Counsel
Illinois Environmental Protection Agency
2420 West Iles Avenue
P. O. Box 19276
Springfield, Illinois 62704

kaitlyn.hutchison@illinois.gov

217-782-5544

CONSUMER LOANS (4/4/25) (2)

[*Department of Financial and Professional Regulation*](#)

Consumer Installment Loan Act (38 Ill. Adm. Code 110) and Sales Finance Agency Act (38 Ill. Adm. Code 160)

Text of Rulemakings: [49 Ill. Reg. 3924](#) and [3936](#)

[*Flinn Report summary*](#)

The DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION adopted amendments to the Parts titled Consumer Installment Loan Act (38 IAC 110; proposed at 48 Ill Reg 14414) and Sales Finance Agency Act (38 IAC 160; proposed at 48 Ill Reg 14426), both effective 3/21/25 at 49 Ill Reg 3924 and 3936, that require licensees to submit a year-end balance sheet, prepared according to generally accepted accounting principles, during the annual renewal process in order to document that the licensee has maintained a positive net worth of at least \$30,000 as required under both Acts. Licensees must also provide balance sheets when the Secretary of DFPR has good cause to believe the licensee may not have maintained the required positive net worth. If a loan is paid off early for any reason, the borrower must receive a refund of any unearned insurance, debt cancellation, or other charges. The Part 110 amendments also clarify that a licensee may not require a borrower to purchase more than one type of property damage insurance when property is used as security for a loan, nor can the licensee require the borrower to purchase any insurance that the borrower cannot reasonably obtain from a

source not connected to or recommended by the licensee. Those affected by these rulemakings include consumer installment lenders (e.g., payday or short-term lenders) and sales finance agencies that provide financing toward purchases of vehicles, appliances, or other consumer goods.

Both rulemakings were changed between proposal and adoption. A summary of the changes can be found in item 11 of each Notice of Adopted Amendment.

Questions/requests for copies of rulemaking to:

Department of Financial and Professional Regulation
Attention: Craig Cellini
320 West Washington, 2nd Floor
Springfield, Illinois 62786

217-785-0810

Fax: 217-557-4451

Craig.Cellini@illinois.gov

GRANT RULES (4/4/25)

[*Governor's Office of Management and Budget*](#)

Grant Accountability and Transparency Act ([44 Ill. Adm. Code 7000](#))

Text of Rulemaking: [49 Ill. Reg. 3947](#)

[*Flinn Report summary*](#)

The GOVERNOR'S OFFICE OF MANAGEMENT AND BUDGET adopted amendments to the Part titled Grant Accountability and Transparency Act (44 IAC 7000; proposed at 48 Ill Reg 17868) effective 3/20/25 at 49 Ill Reg 3947, aligning the GATA administrative rules with recent changes to federal regulations applicable to federally funded grants (Uniform Administrative Requirements, 2 CFR 200). These changes include setting the threshold cost below which computer devices are counted as temporary supplies rather than as long-term equipment at the lesser of \$10,000 (previously, \$5,000) or the

capitalization level established by the awardee for financial statement purposes. The definition of modified total direct cost (MTDC) is updated to include the first \$50,000 (previously \$25,000) of each subaward, and the threshold federal funds expenditure levels for various audit requirements are increased. The optional "de minimis" indirect cost rate for State grants is increased from 10% to 15% of MTDC. Additionally, a new or modified grant may be made to an entity on the Illinois Stop Payment List (formerly, rule prohibited this in all cases) in extenuating circumstances, such as a court order or consent decree, or if the grant modification would enable the entity to become compliant. Businesses and non-profit entities seeking State grants may be affected.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Davina Hughes, Deputy General Counsel
Governor's Office of Management and Budget
601 Stratton Building
Springfield, Illinois 62706

217-782-2625

OMB.GATA@illinois.gov

MEDICAL DEBT RELIEF (4/4/25)

[Department of Healthcare and Family Services](#)

Medical Assistance Programs ([89 Ill. Adm. Code 120](#))

Text of Rulemaking: [49 Ill. Reg. 4009](#)

[Flinn Report summary](#)

The DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES adopted an amendment to Medical Assistance Programs (89 IAC 120; proposed at 48 Ill Reg

17194) effective 3/20/25 at 49 Ill Reg 4009, implementing [Public Act 103-647](#). The PA and this rulemaking implement a 5-year Medical Debt Relief Pilot Program, effective through 6/30/29, under which eligible Illinois residents with household incomes at or below 400% of the Federal Poverty Level and medical debt totaling 5% or more of their household income may have their medical debts purchased, negotiated and discharged with grant funding from a special fund in the State Treasury. (Eligible residents do not file applications or take any action under this program.) HFS will appoint a Nonprofit Medical Debt Relief Coordinator who shall identify residents eligible for the program; review medical debt accounts from commercial debt collection agencies or health care providers who are willing to sell and settle medical debt accounts of eligible residents; conduct outreach to hospitals (beginning with safety-net hospitals) and other providers to inform them of the program; acquire and negotiate medical debt accounts of eligible residents; and inform residents whose debt has been acquired and paid by the Debt Relief Coordinator that these debts have been discharged. To the extent possible, the Debt Relief Coordinator will prioritize medical debts from hospitals that serve a high number or percentage of Medicaid customers or are located in disproportionately impacted areas. HFS shall also provide an annual report to the General Assembly of the number of residents who receive medical debt relief, the amount of medical debt discharged, demographic characteristics of eligible residents (subject to HIPAA and other medical privacy laws) and the characteristics of the healthcare providers from whom medical debt was purchased and discharged. Health care providers and debt collection agencies may be affected by this rulemaking.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Kathy Muse
General Counsel
Illinois Department of Healthcare and Family Services
201 South Grand Avenue East, 3rd Floor
Springfield IL 62763-0002

217-782-1233

HFS.Rules@Illinois.gov

INVESTMENT ADVISORS (4/4/25)

[Secretary of State](#)

Regulations Under Illinois Securities Law of 1953 ([14 Ill. Adm. Code 130](#))

Text of Rulemaking: [49 Ill. Reg. 4061](#)

[Flinn Report summary](#)

SOS adopted amendments to the Part titled Regulations Under Illinois Securities Law of 1953 (14 IAC 130; proposed at 48 Ill Reg 15409) effective 3/19/25 at 49 Ill Reg 4061, aligning various provisions with federal regulations. This rulemaking extends continuing education (CE) requirements to all Illinois-licensed investment adviser representatives (IARs) that do not already have CE requirements for licensure as salespersons in Illinois or for licensure as IARs in other states. An IAR who has been inactive for up to 5 years (previously, up to 2 years) and wishes to re-enter the investment industry will not be required to retake securities examinations provided the IAR has kept current with CE requirements. Other provisions remove obsolete references and designations. Licensed securities investment advisors and salespersons and their employers are affected by this rulemaking.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Pamela Wright
Rules Coordinator
Office of the General Counsel
298 Howlett Building
Springfield, IL 62756

217-785-3094

pwright@ilsos.gov

VEHICLE TRANSPORTERS (4/4/25)

[Secretary of State](#)

Dealers, Wreckers, Transporters and Rebuilders ([92 Ill. Adm. Code 1020](#))

Text of Rulemaking: [49 Ill. Reg. 4090](#)

[Flinn Report summary](#)

SOS adopted amendments to the Part titled Dealers, Wreckers, Transporters and Rebuilders (92 IAC 1020; proposed at 48 Ill Reg 14013) effective 3/20/25 at 49 Ill Reg 4090, aligning rules for vehicle transporters with those of other vehicle-related businesses under the Illinois Vehicle Code. The rulemaking includes limitations on the issuance, use, and display of in-transit plates; requires transporters to have an established place of business; and implements record keeping and inspection requirements. Businesses that transport vehicles or use the services of transporters are affected.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

Pamela Wright
Rules Coordinator
Office of the General Counsel
298 Howlett Building
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MEDICAL PAYMENT: MEDICAL TRANSPORTATION, ACUPUNCTURE (4/4/25)

[Department of Healthcare and Family Services](#)

Medical Payment ([89 Ill. Adm. Code 140](#))

Text of Rulemaking: [49 Ill. Reg. 4026](#)

[Flinn Report summary](#)

The DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES adopted amendments to Medical Payment (89 IAC 140; 48 Ill Reg 17432 and 18101) effective 3/20/25 at 49 Ill Reg 4026, combining two separately proposed rulemakings. The rulemaking implements [Public Acts 103-102](#) and [102-364](#) by requiring mandatory safety training for non-emergency medi-car and service car drivers and attendants (required every 3 years) to be administered by the transportation provider when the provider is licensed by the Department of Public Health and HFS has approved the in-house program. The rulemaking also changes the rates for ground and air, including helicopter, ambulances to 100% of the rate specified in the current HFS Fee Schedule (previously, 100% of the rate established on 6/30/12) and adds transportation company networks to the list of medical transportation providers that may receive Medicaid reimbursement. Providers of ambulance, medi-car, and other medical transportation systems are affected by these amendments. Other amendments implement a provision of the FY23 Medicaid Omnibus ([PA 102-1037](#)) and a Medicaid State Plan Amendment that authorized coverage of certain acupuncture services effective 4/1/23. The rulemaking removes acupuncture from the list of services not covered in Section 140.6 and adds a new Section establishing criteria for covering acupuncture. Services must be provided by an acupuncturist licensed by the Department of Financial and Professional Regulation and are limited to procedures addressing chronic lower back pain or breech baby presentation during pregnancy.

This rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

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INSURANCE COMPLAINTS (3/28/25)

[Department of Insurance](#)

Required Procedure for Consumer Complaint Notification ([50 Ill. Adm. Code 931](#))

Text of Adopted Rulemaking: [49 Ill. Reg. 3767](#)

[Flinn Report Summary](#)

DOI adopted amendments to Required Procedure for Consumer Complaint Notification (50 IAC 931; proposed at 48 Ill. Reg. 14479) effective 7/1/25 at 49 Ill. Reg. 3767, updating a statutory requirement for insurance companies to provide insureds with information on where to file complaints regarding their policies. The notice must be sent whenever policies are renewed and state that complaints can be filed online at the DOI website, or by mail to the Chicago or Springfield address of the DOI Consumer Division. Additionally, the Department is removing an exception for short-term travel accident policies. Since 1st Notice, DOI has decided to retain exceptions for marine, fidelity and surety policies.

The rulemaking was changed between proposal and adoption. A summary of the changes can be found in item 11 of the [Notice of Adopted Amendment](#).

Questions/requests for copies of rulemaking to:

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