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REGISTER

Rules of
Governmental Agencies



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INTRODUCTION

The *Illinois Register* is the official state document for publishing public notice of rulemaking activity initiated by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category.

Rulemaking activity consists of proposed or adopted new rules; amendments to or repealers of existing rules; and rules promulgated by emergency or peremptory action. Executive Orders and Proclamations issued by the Governor; notices of public information required by State Statute; and activities (meeting agendas; Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State Agencies; is also published in the Register.

The Register is a weekly update of the Illinois Administrative Code (a compilation of the rules adopted by State agencies). The most recent edition of the Code, along with the Register, comprise the most current accounting of State agencies' rulemakings.

The Illinois Register is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act [5 ILCS 100/1-1, et seq.].

ILLINOIS REGISTER PUBLICATION SCHEDULE FOR 2026

Issue#	Rules Due Date	Date of Issue
1	December 22, 2025	January 2, 2026
2	December 29, 2025	January 9, 2026
3	January 5, 2026	January 16, 2026
4	January 12, 2026	January 23, 2026
5	January 20, 2026	January 30, 2026
6	January 26, 2026	February 6, 2026
7	February 2, 2026	February 13, 2026
8	February 9, 2026	February 20, 2026
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19	April 27, 2026	May 8, 2026
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29	July 6, 2026	July 17, 2026
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32	July 27, 2026	August 7, 2026
33	August 3, 2026	August 14, 2026
34	August 10, 2026	August 21, 2026
35	August 17, 2026	August 28, 2026
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43	October 13, 2026	October 23, 2026
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45	October 26, 2026	November 6, 2026
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51	December 7, 2026	December 18, 2026
52	December 14, 2026	December 28, 2026

DEPARTMENT OF AGRICULTURE

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Cannabis Regulation and Tax Act
- 2) Code Citation: 8 Ill. Adm. Code 1300
- 3)

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
1300.10	Amendment
1300.410	Amendment
1300.412	New Section
1300.415	Amendment
1300.420	Amendment
- 4) Statutory Authority: Implementing and authorized by the Cannabis Regulation and Tax Act [410 ILCS 705].
- 5) A Complete Description of the Subjects and Issues Involved: This proposed rule establishes the process by which the Department will issue 45 cannabis infuser licenses as required by Public Act 104-463. All applicants must meet specified social equity criteria. If the Department receives more than 45 qualifying applications, it may conduct a lottery, in which applicants who can demonstrate experience operating a hemp business will receive an additional draw.

The licensing process will proceed in five steps: (1) applicants submit a pre-application certifying that they meet the social equity requirements and, if applicable, that they have experience operating a hemp business; (2) the Department either conducts a lottery or confirms that it received 45 or fewer applications; (3) selected applicants submit documentation verifying that they meet the social equity requirements and, if claimed, the hemp business experience; (4) once that documentation is verified, applicants submit a full infuser application, including a business plan, security plan, and other required plans; and (5) upon receipt of a complete application, the Department issues the license
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this proposed rulemaking replace an emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Do these proposed amendments contain incorporations by reference? No

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- 10) Are there any other proposed rulemakings pending on this Part? Yes

<u>Section Numbers:</u>	<u>Proposed Actions:</u>	<u>Illinois Register Citations:</u>
1300.10	Amendment	50 Ill. Reg. 11504; August 14, 2026
1300.150	Amendment	50 Ill. Reg. 11504; August 14, 2026
1300.335	Repealed	50 Ill. Reg. 11504; August 14, 2026
1300.350	Amendment	50 Ill. Reg. 11504; August 14, 2026
1300.450	Amendment	50 Ill. Reg. 11504; August 14, 2026

- 11) Statement of Statewide Policy Objectives: This rulemaking does not create or enlarge any State mandate.

- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: A 45-day written comment period will begin on the day the Notice of Proposed Amendments appears in the *Illinois Register*. Please mail or email written comments on the proposed rulemaking to the attention of:

Sam McGee
Illinois Department of Agriculture
State Fairgrounds, P. O. Box 19281
Springfield, IL 62794-9281

(217) 558-3741
Samuel.McGee@illinois.gov

- 13) Initial Regulatory Flexibility Analysis:

- A) Description of the type of small business, not for profit corporations or small municipalities subject to the proposed amendments: Prospective cannabis infusers would be affected.
- B) Description of the proposed reporting, bookkeeping and other procedures required for compliance with the amendments: See attached rulemaking.
- C) Description of the types of professional skills necessary for compliance: None

- 14) Small Business Economic Impact Analysis:
Determine whether the rulemaking has an adverse impact on small business (fewer than 50 full-time employees or less than \$4,000,000 in gross annual sales). An adverse impact

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NOTICE OF PROPOSED AMENDMENTS

is one that can be reasonably foreseen on small businesses including, but not limited to, a loss of customers, loss of revenue, or increased business expenses. If the proposed amendment has an adverse impact on small business, the agency must provide an economic impact analysis including: None

A) Types of businesses subject to the proposed amendments:

11 Agriculture, Forestry, Fishing and Hunting

B) Estimated number of small business subject to the proposed amendment:
Approximately 45 cannabis infuser applicants.

C) Categories that the agency reasonably believes the rulemaking will impact, including:

ii. regulatory requirements

D) Projected reporting, recordkeeping and other administrative costs for compliance with the proposed amendment: None

E) Type of professional skills necessary for preparation of any report or record required for compliance with the proposed amendment: None

F) Statement of the probable positive or negative economic effect on small business:
Positive but minimal.

G) Description of any less intrusive or costly alternative methods of achieving the purposes of the amendment: None

15) Regulatory Agenda on which this rulemaking was summarized: July 2026

16) Any other information or justification for the proposed rule or amendment that the agency believes would be helpful to the public regarding the proposed rule or amendment. For example, a discussion or analysis of the benefits of the proposed rule or amendment is projected to have on the Illinois public, consumers, investors or other similar groups. None

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

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NOTICE OF PROPOSED AMENDMENTS

TITLE 8: AGRICULTURE AND ANIMALS
CHAPTER I: DEPARTMENT OF AGRICULTURE
SUBCHAPTER v: LICENSING AND REGULATIONSPART 1300
CANNABIS REGULATION AND TAX ACT

SUBPART A: GENERAL PROVISIONS

Section

1300.10	Definitions and Incorporations
1300.20	Referenced Materials
1300.30	Scope and Application
1300.40	Operation of a Cannabis Business Establishment

SUBPART B: ADULT USE CULTIVATION CENTERS

Section

1300.100	Application, Selection, and Operation of Early Adult Use Cultivation Center License
1300.102	Application for Conditional Adult Use Cultivation Center License
1300.103	Financial Disclosure
1300.105	License Selection Criteria
1300.110	License Denial and Prohibitions
1300.115	License Award, Issuance and Transferability
1300.120	License Renewal
1300.130	Modifications and Alterations
1300.145	Background Check
1300.150	Specifications
1300.155	Records
1300.160	Signage
1300.165	Agents and Identification Cards
1300.170	Operations – Plant Production
1300.175	Operations – Infused or Processed Products
1300.180	Inventory
1300.185	Security
1300.195	Transportation

SUBPART C: COMMUNITY COLLEGE

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CANNABIS VOCATIONAL PILOT PROGRAM

Section

1300.200	Definitions
1300.202	License Application
1300.205	License Selection Criteria
1300.215	License Transferability
1300.220	License Renewal
1300.230	Modifications and Alterations
1300.235	License Awards and Denials
1300.245	Agents and Identification Cards
1300.265	Background Check
1300.275	Program Operations
1300.280	Enforcement
1300.295	Requests for Information

SUBPART D: CRAFT GROWERS

Section

1300.300	License Application
1300.305	Financial Disclosure
1300.307	License Selection Criteria
1300.310	License Denial and Prohibitions
1300.315	License Award, Issuance and Transferability
1300.320	License Renewal
1300.330	Modifications and Alterations
1300.335	Canopy Modification
1300.345	Background Check
1300.350	Specifications
1300.355	Records
1300.360	Signage
1300.365	Agents and Identification Cards
1300.370	Operations – Plant Production
1300.375	Operations – Infused or Processed Products
1300.380	Inventory
1300.385	Security
1300.395	Transportation

SUBPART E: INFUSERS

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Section

1300.400	License Application
1300.405	Financial Disclosure
1300.407	License Selection Criteria
1300.410	License Denial and Prohibitions
<u>1300.412</u>	<u>Social Equity Experience Lottery Infuser Licenses</u>
1300.415	License Award, Issuance and Transferability
1300.420	License Renewal
1300.430	Modifications and Alterations
1300.445	Background Check
1300.450	Specifications
1300.455	Records
1300.460	Signage
1300.465	Agents and Identification Cards
1300.470	Operations – General Requirements
1300.475	Operations – Infused Products
1300.480	Inventory
1300.485	Security
1300.495	Transportation

SUBPART F: TRANSPORTERS

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1300.500	License Requirements
1300.510	License Application
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1300.530	License Denial and Prohibitions
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1300.550	License Renewal
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1300.600	Investigations
1300.610	License Suspension
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1300.630	Fines
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Section

1300.700	Laboratory Testing
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SUBPART I: DESTRUCTION OF CANNABIS

Section

1300.800	Scope
1300.810	Notice to the Department
1300.820	Method of Destruction
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1300.840	Disposal

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1300.910	Registration Fee
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SUBPART K: CANNABIS PLANT MONITORING SYSTEM

Section

1300.1000	General Requirements
1300.1010	Tag Requirements
1300.1020	Tagging of Cannabis Plants and Products
1300.1030	Reporting
1300.1040	Transfer of Cannabis and Cannabis Products

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1300.1050 Loss of Access and System Reconciliation

1300.APPENDIX A Authorized Pesticides

AUTHORITY: Implementing and authorized by the Cannabis Regulation and Tax Act [410 ILCS 705].

SOURCE: Emergency rules adopted at 44 Ill. Reg. 1466, effective January 1, 2020, for a maximum of 180 days; emergency amendment to emergency rule at 44 Ill. Reg. 8349, effective April 30, 2020, for the remainder of the 180 days; adopted at 44 Ill. Reg. 10364, effective June 3, 2020; expedited correction at 44 Ill. Reg. 16943, effective June 3, 2020; amended at 48 Ill. Reg. 1862, effective January 22, 2024; amended at 48 Ill. Reg. 11942, effective July 29, 2024; amended at 50 Ill. Reg. 7050, effective May 1, 2026; amended at 50 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS

Section 1300.10 Definitions and Incorporations

Definitions for this Part can be located in Section 10 of the Cannabis Regulation and Tax Act [410 ILCS 705]. The following definitions shall also apply to this Part:

"Act" means the Cannabis Regulation and Tax Act [410 ILCS 705].

"Adult Use Cultivation Center License" means a license issued by the Department of Agriculture that licenses a person to act as a cultivation center under the Act and any administrative rule made in furtherance of the Act. [410 ILCS 705/1-10]

"Advertise" means to engage in promotional activities including, but not limited to: newspaper, radio, Internet and electronic media, and television advertising; the distribution of fliers and circulars; and the display of window and interior signs. [410 ILCS 705/1-10]

"Alarm System" means a device or series of devices intended to summon law enforcement personnel during, or as a result of, an alarm condition. Devices may include hard-wired systems and systems interconnected with a radio frequency method such as cellular or private radio signals that emit or transmit a remote or local audible, visual or electronic signal; motion detectors, pressure switches, duress alarms (a silent system signal generated by the entry of a designated code

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into the arming station to indicate that the user is disarming under duress); panic alarms (an audible system signal to indicate an emergency situation); and hold-up alarms (a silent system signal to indicate that a robbery is in progress). The Department and law enforcement agencies shall have the ability to access a cultivation center's security alarm system in real-time.

"Alterations" means any change at a cannabis business establishment that does not alter the physical structure of the building or any building system, but that alters, adds, or removes security measures or operational controls used to protect against diversion or theft of cannabis or cannabis operations; alters, adds, or removes workflows or production equipment used for the handling, production, tracking, or storage of cannabis and cannabis products; or changes the functional use of a room or space used for such activities, including changes that alter or deviate from the approved Security Plan or Operational Management and Practices Plan.

"Applicant" means the proposed licensee name as stated on the license application.

"Area Zoned for Residential Use" means an area zoned exclusively for residential use; provided that, in municipalities with a population over 2,000,000 people, an "area zoned for residential use" means an area zoned as a residential district or a residential planned development. An area that allows non-residential uses shall not be considered an area zoned exclusively for residential use.

"Batch" means a specific quantity of homogeneous cannabis or cannabis product that is one of the following types:

"Plant Batch" means a grouping of immature plants.

"Harvest Batch" means a specifically identified quantity of dried flower or trim, leaves, or other cannabis plant matter that is harvested at the same time.

"Production Batch" means either:

An amount of cannabis concentrate or extract produced in one production cycle using the same extraction methods and standard operating procedures; or

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An amount of a type of cannabis product produced in one production cycle using the same formulation and standard operating procedures. Each production batch shall be assigned a unique identifier for the purpose of tracking, quality control, testing, labeling, and potential recalls, and shall be traceable to one or more harvest batches.

"Biosecurity" means a set of preventative measures designed to reduce the risk of transmission of infectious diseases in crops, quarantined pests, invasive alien species, and living modified organisms.

"Cannabinoid" means any chemical compound that interacts with the human endocannabinoid system and is structurally related to the class of molecules known as phytocannabinoids, including, but not limited to, tetrahydrocannabinols, cannabidiols, cannabinols, cannabigerols, their acids, isomers, analogs, salts, and derivatives, regardless of source or method of production.

"Cannabis" means marijuana, hashish, and other substances that are identified as including any parts of the plant Cannabis sativa and including derivatives or subspecies, such as indica, of all strains of cannabis, whether growing or not; the seeds of that plant; the resin extracted from any part of the plant; and any compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or resin, including tetrahydrocannabinol (THC) and all other naturally produced cannabinol derivatives, whether produced directly or indirectly by extraction; however, "cannabis" does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted from it), fiber, oil or cake, or the sterilized seed of the plant that is incapable of germination. "Cannabis" does not include industrial hemp as defined and authorized under the Industrial Hemp Act. "Cannabis" also means cannabis flower, concentrate and cannabis-infused products. [410 ILCS 705/1-10]

"Cannabis Business Establishment" means a cultivation center, craft grower, infuser, dispensing organization, or transporter. [410 ILCS 705/1-10]

"Cannabis Concentrate" means a product derived from cannabis that is produced by extracting cannabinoids, including tetrahydrocannabinol (THC), from the

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plant through the use of propylene glycol, glycerin, butter, olive oil, or other typical cooking fats; water, ice, or dry ice; or butane, propane, CO₂, ethanol, or isopropanol and with the intended use of smoking or making a cannabis-infused product. The use of any other solvent is expressly prohibited unless, and until, it is approved by the Department of Agriculture. [410 ILCS 705/1-10]

"Cannabis Container" means a sealed, traceable container or package used for the purpose of containment of cannabis or cannabis-infused product during transportation. [410 ILCS 705/1-10]

"Cannabis-infused Product" means a beverage, food, oil, ointment, tincture, topical formulation, or another product containing cannabis that is not intended to be smoked. [410 ILCS 705/1-10]

"Cannabis Plant Monitoring System" or "Plant Monitoring System" means a system that includes, but is not limited to, testing and data collection established and maintained by the cultivation center, craft grower, infuser, or processing organization and that is available to the Department of Revenue, the Department of Agriculture, the Department of Financial and Professional Regulation, and the Illinois State Police for the purposes of documenting each cannabis plant and monitoring plant development throughout the life cycle of a cannabis plant cultivated for the intended use by a customer from seed planting to final packaging. [410 ILCS 705/1-10]

"Cannabis Product" means a product containing cannabis.

"Cannabis Waste" means all cannabis byproduct, scrap, harvested cannabis, and cannabis-infused products not intended for distribution to a dispensing organization.

"Canopy Space" means the surface area utilized to produce mature plants calculated in square feet and measured using the outside boundaries of any area that includes mature marijuana plants, including all the space within the boundaries. The square footage of canopy space is measured horizontally starting from the outermost point of the furthest mature flowering plant in a designated growing space and continuing around the outside of all mature flowering plants located within the designated growing space. If growing spaces are stacked vertically, each level of space shall be measured and included as part of the total canopy space measurement.

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"Community College Cannabis Vocational Training Pilot Program Faculty Participant" means a person who is 21 years of age or older, licensed by the Department of Agriculture, and employed or contracted by an Illinois community college to provide student instruction using cannabis plants at an Illinois Community College. [410 ILCS 705/1-10]

"Conditional Adult Use Cultivation Center License" or "CAUCCL" means a license awarded to top-scoring applicants for an Adult Use Cultivation Organization License that reserves the right to an Adult Use Cultivation Center License if the applicant meets certain criteria set forth in this Part. [410 ILCS 705/1-10] A Conditional Adult Use Cultivation Center Licensee or applicant may also be referred to as a "cultivation center".

"Craft Grower" means a facility operated by an organization or business that is licensed by the Department to cultivate, dry, cure, and package cannabis and perform other necessary activities to make cannabis available for sale, at a dispensing organization, or use, at an infuser. A craft grower may contain up to 5,000 square feet of canopy space on its premises for plants in the flowering state. The Department may authorize an increase or decrease of flowering stage cultivation space in increments of 3,000 square feet by rule based on market need, craft grower capacity, and the licensee's history of compliance or noncompliance, with a maximum space of 14,000 square feet for cultivating plants in the flowering stage, which must be cultivated in all stages of growth in an enclosed and secure area. A craft grower may share premises with an infuser or a dispensing organization, or both, provided each licensee stores currency and cannabis or cannabis-infused products in a separate secured vault to which the other licensee does not have access or all licensees sharing a vault share more than 50% of the same ownership. [410 ILCS 705/1-10]

"Craft Grower Agent" means a principal officer, board member, employee, or other agent of a craft grower who is 21 years of age or older. [410 ILCS 705/1-10]

"Crop Input" means any substance that is used for the production of adult use cannabis. This may include pesticides as defined by the Illinois Pesticide Act [415 ILCS 60/4] or the American Association of Pesticide Control Officials, fertilizers as defined by the Illinois Fertilizer Act of 1961 [505 ILCS 80/3] or the

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American Association of Plant Food Officials, and soil amendments as defined by the Soil Amendment Act [505 ILCS 120/10].

"Cultivation Center" means a facility operated by an organization or business that is licensed by the Department to cultivate, process, transport (unless otherwise limited by the Act), and perform other necessary activities to provide cannabis and cannabis-infused products to cannabis business establishments. [410 ILCS 705/1-10]

"Cultivation Center Agent" means a principal officer, board member, employee, or other agent of a cultivation center who is 21 years of age or older. [410 ILCS 705/1-10]

"Department" means the Illinois Department of Agriculture.

"DFPR" means the Illinois Department of Financial and Professional Regulation.

"Director of Agriculture" or "Director" means the Director of the Illinois Department of Agriculture.

"Disproportionately Impacted Area" means a census tract or comparable geographic area that satisfies the following criteria as determined by the Department of Commerce and Economic Opportunity, that:

Meets at least one of the following criteria:

The area has a poverty rate of at least 20% according to the latest federal decennial census;

75% or more of the children in the area participate in the federal free lunch program according to reported statistics from the State Board of Education;

At least 20% of the households in the area receive assistance under the Supplemental Nutrition Assistance Program; or

The area has an average unemployment rate, as determined by the Illinois Department of Employment Security, that is more than 120% of the national unemployment average, as determined by the

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United States Department of Labor, for a period of at least 2 consecutive calendar years preceding the date of the application; and

Has high rates of arrest, conviction, and incarceration related to the sale, possession, use, cultivation, manufacture, or transport of cannabis. [410 ILCS 705/1-10]

"DOR" means the Illinois Department of Revenue.

"DPH" means the Illinois Department of Public Health.

"Early Approval Adult Use Cultivation Center License" or "Early Approval License" means a license that permits a medical cannabis cultivation center licensed under the Compassionate Use of Medical Cannabis Pilot Program Act as of the effective date of the Cannabis Regulation and Tax Act to begin cultivating, infusing, packaging, transporting (unless otherwise provided in the Act), and selling cannabis to cannabis business establishments for resale to purchasers as permitted by the Act as of January 1, 2020. [410 ILCS 705/1-10]

"Enclosed, Locked Facility" means a room, greenhouse, building, or other enclosed area equipped with locks or other security devices that permit access only by cannabis business establishment agents working for the licensed cannabis business establishment or acting pursuant to the Act to cultivate, process, store, or distribute cannabis. [410 ILCS 705/1-10]

"Enclosed, Locked Space" means a closet, room, greenhouse, building or other enclosed area equipped with locks or other security devices that permit access only by authorized individuals under the Act. "Enclosed, locked space" may include:

A space within a residential building that is the primary residence of the individual cultivating 5 or fewer cannabis plants that are more than 5 inches tall and includes sleeping quarters and indoor plumbing. The space must only be accessible by a key or code that is different from any key or code that can be used to access the residential building from the exterior; or

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A structure, such as a shed or greenhouse, that lies on the same plot of land as a residential building that includes sleeping quarters and indoor plumbing and is used as a primary residence by the person cultivating 5 or fewer cannabis plants that are more than 5 inches tall, such as a shed or greenhouse. The structure must remain locked when it is unoccupied by people. [410 ILCS 705/1-10]

"Enhanced Pre-Roll" or "Enhanced Flower" means a final form cannabis product that contains both cannabis and cannabis concentrate.

"Facility" means the physical structures associated with a licensee.

"Financial Interest" means any actual or future right to ownership, investment or compensation arrangement with another person, either directly or indirectly, through business, investment, spouse, parent or child, in a cultivation center. Financial interest does not include ownership of investment securities in a publicly-held corporation that is traded on a national securities exchange or over-the-counter market in the United States, provided the investment securities held by the person and the person's spouse, parent or child, in the aggregate, do not exceed one percent ownership in the cultivation center.

"Fingerprint-based Criminal History Records Check" means a fingerprint-based criminal history records check conducted by the Illinois State Police in accordance with the Uniform Conviction Information Act (UCIA) [20 ILCS 2635/10] or 20 Ill. Adm. Code 1265.30 (Electronic Transmission of Fingerprint Requirements).

"Immature Plant" means a cannabis plant that measures less than 16 inches in total height as measured from the soil or growing medium to the highest point of the plant.

"Impacted Family" means an individual who has a parent, legal guardian, child, spouse, or dependent, or was a dependent of an individual who, prior to the effective date of the Act, was arrested for, convicted of, or adjudicated delinquent for any offense that is eligible for expungement under the Act.

"Infuser" means a facility operated by an organization or business that is licensed by the Department to directly incorporate cannabis or cannabis concentrate into

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a product formulation to produce a cannabis-infused product. [410 ILCS 705/1-10]

"Infuser Agent" means a principal officer, board member, employee, or agent of an infuser.

"Input" means a cannabinoid derivative that includes cannabidiol (CBD), cannabigerol (CBG), tetrahydrocannabivarin (THCV), or cannabinol (CBN), in the form of an isolate, derived from hemp, that is used as a raw material in the manufacture of cannabis products by a Department-licensed cultivation center, craft grower, or infuser. This definition does not include "crop inputs" as that term is defined in this Part.

"Isolate" means a concentrate that is more than 95% comprised of a single cannabinoid compound created by an extraction process.

"ISP" means the Illinois State Police.

"Label" means a display of written, printed or graphic matter on the immediate container of any product containing cannabis.

"Laboratory" means an independent laboratory located in Illinois and approved by the Department to have custody and use of controlled substances for scientific and medical purposes and for purposes of instruction, research or analysis.

"Labor Peace Agreement" means an agreement between a cannabis business establishment and any labor organization recognized under the National Labor Relations Act, referred to in this Act as a bona fide labor organization, that prohibits labor organizations and members from engaging in picketing, work stoppages, boycotts, and any other economics interference with the cannabis business establishment. This agreement means that the cannabis business establishment has agreed not to disrupt efforts by the bona fide labor organization to communicate with, and attempt to organize and represent, the cannabis business establishment's employees. The agreement shall provide a bona fide labor organization access at reasonable times to areas in which the cannabis business establishment's employees work, for the purpose of meeting with employees to discuss their right to representation, employment rights under State law, and terms and conditions of employment. This type of agreement shall

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not mandate a particular method of election or certification of the bona fide labor organization. [410 ILCS 705/1-10]

"Livescan" means an inkless electronic system designed to capture an individual's fingerprint images and demographic data (name, sex, race, date of birth, etc.) in a digitized format that can be transmitted to ISP for processing. The data is forwarded to the ISP Bureau of Identification (BOI) over a virtual private network (VPN) and then processed by ISP's Automated Fingerprint Identification System (AFIS). Once received at the BOI for processing, the inquiry may, as permitted by law, be forwarded to the Federal Bureau of Investigation (FBI) electronically for processing.

"Livescan Vendor" means an entity licensed by DFPR to provide commercial fingerprinting services under the Private Detective, Private Alarm, Private Security, Fingerprint Vendor, and Locksmith Act of 2004.

"Manufacturing" or "Manufacture" means the process of converting harvested cannabis material into a finished product by manual labor and/or machinery designed to meet a specific need or customer expectation, either directly or indirectly by extraction from substances of natural origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis.

"Modification" means any change at a cannabis business establishment that modifies the physical layout, floor area, or structural configuration of the facility, including the addition, removal, or relocation of any wall, partition, or door opening; modifies the design, capacity, or performance of any building system, including mechanical, electrical, plumbing, fire protection, or life safety systems; or results in a change of occupancy or use as defined by applicable building or fire codes.

"Monitoring" means the continuous and uninterrupted video surveillance of production activities and oversight for potential suspicious actions. Monitoring includes video surveillance for the purpose of summoning a law enforcement officer to the premises during alarm conditions.

"Motor Vehicle" means a self-propelled vehicle as defined in Section 1-146 of the Illinois Vehicle Code [625 ILCS 5/1-146].

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"Natural Processing" or "Naturally Produced" means the preparation of the harvested cannabis without significantly changing its physical form.

"Operational and Management Practices Plan" means a narrative description of all practices that will be employed at the cultivation center for the production of cannabis and cannabis-infused products. The plan shall include, but is not limited to:

The types and quantities of cannabis products that will be produced at the cultivation center;

The methods of planting (seed or clones), harvesting, drying and storage of cannabis;

The estimated quantity of waste material to be generated and plans for subsequent disposal;

The quantity and proposed method for disposal for all crop inputs utilized for plant production;

Methods for training employees for the specific phases of production;

Biosecurity measures to be implemented for plant production and edible infused product production;

Planned response to discrepancies in accounting of product inventories;

Sampling strategy and quality testing for labeling purposes;

Procedures to follow for proper labeling; and

Procedures to follow for handling mandatory and voluntary recalls of cannabis or cannabis-infused products.

"Ownership and Control" means ownership of at least 51% of the business, including corporate stock if a corporation, and control over the management and day-to-day operations of the business and an interest in the capital, assets, and profits and losses of the business proportionate to percentage of ownership. [410 ILCS 705/1-10]

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"Package Tag" means the tag that is labeled with a unique serial number provided by the Department or the Department's designee for attaching to batches of cannabis or cannabis product.

"Plant Tag" means the tag that is labeled with a unique serial number and provided by the Department or the Department's designee for attaching to a cannabis plant.

"Primary Residence" means a dwelling where a person usually stays or stays more often than other locations. It may be determined by, without limitation, presence; tax filings; address on an Illinois driver's license, an Illinois Identification Card, or an Illinois Person with a Disability Identification Card; or voter registration. No person may have more than one primary residence. [410 ILCS 705/1-10]

"Principal Officer" includes:

A cannabis business establishment applicant or licensed cannabis business establishment's board member, owner with more than 1% interest of the total cannabis business establishment or more than 5% interest of the total cannabis business establishment of a publicly traded company;

President, vice president, secretary, treasurer, partner, officer, member, manager member, or person with a profit sharing, financial interest, or revenue sharing arrangement.

The definition includes a person with authority to control the cannabis business establishment, a person who assumes responsibility for the debts of the cannabis business establishment, and a person who is further defined in the Act. [410 ILCS 705/1-10]

"Production" or "To Produce" means the planting, preparation, cultivation, growing, harvesting, propagation, compounding, conversion, natural processing, or manufacturing of cannabis, and includes any packaging or repackaging of the substance, or labeling or relabeling of its container.

"Processing organization" or "processor" means a facility operated by an organization or business that is licensed by the Department of Agriculture to

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either extract constituent chemicals or compounds to produce cannabis concentrate or incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis product. [410 ILCS 705/1-10]

"Qualified Applicant" means an applicant for a cultivation center permit who receives at least the minimum required score in each category required by the application.

"Qualified Social Equity Applicant" means a Social Equity Applicant who has been awarded a conditional license under the Act to operate a cannabis business establishment. [410 ILCS 705/1-10]

"Resided" means an individual's primary residence was located within the relevant geographic area as established by 2 of the following:

A signed lease agreement that includes the applicant's name;

A property deed that includes the applicant's name;

School records;

A voter registration card;

An Illinois driver's license, an Illinois Identification Card, or an Illinois Person with a Disability Identification Card;

A paycheck stub;

A utility bill; or

Any other proof of residency or other information necessary to establish residence as provided by this Part. [410 ILCS 705/1-10]

"Restricted Area" means a building, room or other contiguous area upon the permitted premises where cannabis is grown, cultivated, harvested, stored, weighed, packaged, sold or processed for sale, under control of the permitted facility.

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"Sale" means any form of delivery, which includes barter, exchange or gift, or offer therefor, and each such transaction made by any person whether as principal, proprietor, agent, servant or employee.

"Secretary of State" or "SOS" means the Illinois Secretary of State.

"Social Equity Applicant" means an applicant that is an Illinois resident that meets one of the following criteria:

An applicant with at least 51% ownership and control by one or more individuals who have resided for at least 5 of the preceding 10 years in a Disproportionately Impacted Area;

An applicant with at least 51% ownership and control by one or more individuals who:

Have been arrested for, convicted of, or adjudicated delinquent for any offense that is eligible for expungement under the Act; or

Is a member of an impacted family;

For applicants with a minimum of 10 full-time employees, an applicant with at least 51% of current employees who:

Currently reside in a Disproportionately Impacted Area; or

Have been arrested for, convicted of, or adjudicated delinquent for any offense that is eligible for expungement under the Act or member of an impacted family.

"Social Equity Experience Lottery Infuser License" or "SEEL License" means an infuser license awarded to a licensee pursuant to the application process in Section 1300.412.

"THC" means delta-9 tetrahydrocannabinol.

"THCA" means tetrahydrocannabinolic acid.

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"Total THC" means the cannabinoid content determined by the calculation of $\text{THC} + (\text{THCa} \times 0.877)$.

"Transportation Activities" means the transport of cannabis on behalf of a cannabis business establishment or a community college licensed under the Community College Cannabis Vocational Training Pilot Program.

"Transporter" means an organization or business that is licensed by the Department of Agriculture to transport cannabis or cannabis-infused product on behalf of a cannabis business establishment or a community college licensed under the Community College Cannabis Vocational Training Pilot Program. [410 ILCS 705/1-10]

"Transporter Agent" or "transporting organization agent" means a principal officer, board member, employee, or agent of a transporting organization.

"Transporter Transfer Site" or "Transfer Site" means a secure physical facility, approved by the Department, operated by a transporter, that the transporter may use solely to transfer cannabis and cannabis products between vehicles registered to the transporter and/or to switch drivers who are transporting organization agents.

"Unique Serial Number" means the alphanumeric code or designation used for reference to a specific plant and any cannabis or cannabis product derived or manufactured from that plant.

"Usable Cannabis" means the seeds, leaves, buds, and flowers of the cannabis plant, and any mixture or preparation thereof, including the resin extracted from any part of the plant, but does not include the stalk and roots of the plant. It does not include the weight of any non-cannabis ingredients combined with cannabis, such as ingredients added to prepare a topical administration, food, or drink.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

SUBPART E: INFUSERS

Section 1300.410 License Denial and Prohibitions

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- a) *An application for an Infuser License must be denied if any of the following conditions are met:*
- 1) *The applicant failed to submit the materials required by this Part;*
 - 2) *The applicant would not be in compliance with local zoning rules issued in accordance with the Act;*
 - 3) *One or more of the prospective principal officers or board members has violated the Act or this Part;*
 - 4) *One or more of the prospective principal officers or board members has served as a principal officer or board member for a registered dispensing organization or infuser that has had its registration revoked or suspended;*
 - 5) *One or more of the principal officers or board members is under 21 years of age;*
 - 6) *A principal officer or board member of the infuser has failed a background check under Section 5-20 of the Act;*
 - 7) *The person has submitted an application for license that contains false information;*
 - 8) *If the licensee, principal officer, board member, person having a financial or voting interest of 5% or greater in the licensee, or an agent of these entities is delinquent in filing any required tax returns or paying any amounts owed to the State of Illinois; [410 ILCS 705/35-20]*
 - 9) *The infuser is located in an area zoned for residential use.*
- b) The Department may suspend or revoke an Infuser License for violations of the Act and/or this Part.
- c) No infuser license issued by the Department shall be issued to a person who is licensed by any licensing authority as a cultivation center~~an infuser~~, or to any partnership, corporation, limited liability company, or trust or any subsidiary, affiliate, or any other form of business enterprise having more than 10% legal, equitable, or beneficial interest, directly or indirectly, in a person licensed in this

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State as a cultivation center~~an infuser~~, or to any principal officer, agent, employee, or human being with any form of ownership or control over a cultivation center~~an infuser~~ except for a person who owns no more than 5% of the outstanding shares of a cultivation center~~an infuser~~ whose shares are publicly traded on an exchange within the meaning of the Securities Exchange Act of 1934.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.412 Social Equity Experience Lottery Infuser Licenses

- a) The Department will develop an application, submission, review, and deficiency process to issue at least 45 social equity experience lottery infuser licenses by January 1, 2027, and may issue up to 100 additional social equity experience lottery infuser licenses beginning January 1, 2028, pursuant to the requirements in Section 35-18 of the Act and this Part.
- b) The Department may issue infuser licenses under this Section pursuant to the social equity experience lottery criteria as specified in Section 35-18 of the Act.
- c) The requirements contained in this Section 1300.412 will only apply to the social equity experience lottery infuser licenses issued pursuant to Section 35-18 of the Act and Section 1300.400 of this Part.
- d) Social Equity Experience Lottery (SEEL) Infuser License Application Process
 - 1) The social equity experience lottery infuser license application process will be a three-part process, consisting of a preapplication, SEEL application and verification of social equity experience lottery infuser license criteria, and infuser license new business application.
 - 2) The preapplication will contain, at a minimum, basic information identifying the applicant that is requesting the social equity experience lottery infuser license and will require a non-refundable fee.
 - 3) If more than 45 applications are received, the Department may conduct a lottery to determine how licenses are allocated.

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- 4) If a lottery is conducted, successful applicants will be notified by the Department that a SEEL application, including supporting documents must be filed to verify that the social equity experience lottery criteria specified in Section 35-18(a)(1), Section 35-18(a)(2), and Section 35-18(b) if applicable, of the Act have been met.
 - 5) If a lottery is not conducted, all applicants will be notified by the Department that a SEEL application, including supporting documents must be filed to verify that the social equity experience lottery criteria specified in Section 35-18(a)(1) and Section 35-18(a)(2) of the Act have been met.
 - 6) After the Department verifies the accuracy of the documents proving eligibility, verified applicants will be required to complete an infuser license new business application, including supporting documentation and exhibits.
- e) Social Equity Experience Lottery Infuser License Preapplication Requirements
- 1) The Department will make available a preapplication for applicants in a manner determined by the Department.
 - 2) After the preapplication is made available, the preapplication submission window will remain open for submissions for a minimum of 10 business days. Preapplications must be submitted by 5:00 P.M. Central Time on the last day of the preapplication window and no preapplication will be accepted after the preapplication submission window closes.
 - 3) The Department will publish a list of supporting documents (e.g., mortgage statements, bank statement, government-issued identification) that an applicant must submit in order to prove it meets the criteria required in Section 35-18(a)(1), Section 35-18(a)(2), and Section 35-18(b) if applicable, of the Act to be issued a social equity experience lottery infuser license. This list will be published on the Department's website on the same day the Department opens the preapplication submission window.
 - 4) A principal officer cannot be on more than one preapplication. The Department will require that all applicants provide each of its principal

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officers' social security numbers or individual taxpayer identification number, and any other unique, identifying information, required in the preapplication to ensure that an individual principal officer is not listed as a principal officer on more than one preapplication.

- 5) All applicants shall pay a non-refundable preapplication fee of \$2,500, to be deposited in the Cannabis Regulation Fund.
- 6) A preapplication will be accepted only if it is complete. All incomplete preapplications will be denied. A completed preapplication will include the non-refundable preapplication fee and, at a minimum, the following information:
 - A) the applicant's proposed entity name;
 - B) the name of the person or persons filling out the preapplication;
 - C) the names, social security numbers or individual taxpayer identification number, home addresses, birthdates, phone numbers, and email addresses, for all proposed principal officers of the proposed entity;
 - D) the identification of and contact information, including phone number and email address, for a primary and alternate contact of the proposed entity, at least one of whom must also be a principal officer;
 - E) attestation that if awarded an opportunity for a social equity experience lottery infuser license, the business entity is 51% or more owned or controlled by one or more individuals who each meet the geographic and social equity criteria pursuant to Section 35-18 of the Act; and
 - F) if appropriate, attestation that on or before May 1, 2026, the applicant was registered with the Department as an industrial hemp processor under the Industrial Hemp Act, held an industrial hemp cultivation license issued by the Department under the Industrial Hemp Act, or operated a business in Illinois that derived the

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majority of its gross receipts from the sale or manufacture of products containing hemp or hemp-derived cannabinoids.

- 7) If a principal officer identified on a preapplication dies after the applicant has submitted its preapplication but prior to the conducting of any lottery, the applicant does not need to inform the Department unless the applicant becomes eligible for a social equity experience lottery infuser license after the lottery is conducted. If the applicant becomes eligible, the applicant is required to follow the process identified in this Section.

f) The Social Equity Experience Lottery Process

- 1) If the Department receives more than 45 applications, the Department may conduct a lottery before determining applicants' eligibility for and issuing the social equity experience lottery infuser license.
- 2) Prior to conducting a lottery pursuant to Section 35-18 of the Act, the Department will publish on its website a list of applicants eligible to participate in the lottery. This list is comprised of all participants who have filed timely and complete preapplications and is neither a final agency decision nor contestable. Any opportunity to contest the list will not be considered a rehearing or an action for administrative review.
- 3) Applicants that demonstrate hemp experience as outlined in Section 35-18(b) of the Act will be eligible for a bonus draw in the lottery.
- 4) The lottery will be conducted by lot on one day, to the extent possible, on a date designated by the Department and published on its website.
- 5) The Department will publish the official draw results on its website.

g) SEEL Application, Including Verification of the Social Equity Experience Lottery Infuser License Criteria

- 1) After the Department publishes the official draw results, the Department will conduct a verification process to confirm that drawn applicants, or all applicants if a lottery is not necessary, meet the eligibility criteria pursuant to Section 35-18(a)(1), Section 35-18(a)(2) and Section 35-18(b), if applicable, of the Act. Applicants will have 45 days from notification to

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submit the SEEL application, including supporting documentation to satisfy the criteria.

- 2) The applicant must satisfy one of the following geographic criteria pursuant to Section 35-18(a)(1) of the Act:
- A) the individual must have resided for at least 5 of the preceding 10 years in a census tract that has a poverty rate of at least 20% according to the latest 5-year American Community Survey (Table S1701: Poverty Status in the Past 12 Months) that is publicly available at the start of the preapplication submission window;
 - B) the individual must have resided for at least 5 of the preceding 10 years in a census tract where at least 20% of the households receive assistance under the Supplemental Nutrition Assistance Program in the latest 5-year American Community Survey (Table S2201: Food Stamps/Supplemental Nutrition Assistance Program (SNAP)) that is publicly available at the start of the preapplication submission window;
 - C) the individual must have resided for at least 5 of the preceding 10 years in a census tract area classified as "low income and low access" where at least 100 households are more than one-half mile from the nearest supermarket and have no access to a vehicle or a significant number (at least 500 people) or share (at least 33%) of the population is greater than one mile from the nearest supermarket, supercenter, or large grocery store for an urban area or greater than 20 miles for a rural area, as classified by the latest United States Department of Agriculture Economic Research Service's Food Access Research Atlas data set that is publicly available at the start of the preapplication submission window;
 - D) the individual must have received Medicaid, Supplemental Security Income, Social Security Disability, or subsidized housing for at least 5 of the preceding 10 years; or
 - E) the individual must have resided for at least 5 of the preceding 10 years in a census tract in the top 15th percentile for the percent of residents in the census tract failing to graduate from high school in

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that state, as classified by the latest 5-year American Community Survey (Table S1501: Educational Attainment) that is publicly available at the start of the preapplication submission window.

- 3) The Department may update or adjust the criteria in subsection (g)(3) by rule.
- 4) The applicant must satisfy one of the following social equity criteria pursuant to Section 35-18(a)(2) of the Act:
- A) the individual must have been arrested for, convicted of, or adjudicated delinquent for an offense, or substantially similar offense under federal or State law or under a substantially similar law of another State for possession of not more than 500 grams of cannabis or for manufacture, delivery, or possession with intent to deliver, or manufacture of cannabis up to 60 grams;
 - B) the individual must have been a member of a justice-impacted family; or
 - C) the individual must have been a victim of an injury caused by a firearm, as defined in the Firearm Owners Identification Card Act, as evidenced in public or medical records. As used in this subsection (g)(4)(C), "victim of an injury caused by a firearm" means:
 - i) a person injured as a result of a firearm injury perpetrated or attempted against them;
 - ii) the spouse, parent, or child of a person killed or injured as a result of a firearm injury perpetrated or attempted against the person, or anyone living in the household of a person killed or injured in a relationship that is substantially similar to that of a parent, spouse, or child;
 - iii) a person injured while attempting to assist a person against whom a firearm injury is being perpetrated or attempted, if that attempt of assistance would be expected of a reasonable person under the circumstances;

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- iv) a person injured while assisting a law enforcement official apprehend a person who has perpetrated a firearm injury or prevent the perpetration of any such crime if that assistance was in response to the express request of the law enforcement official; or
 - v) a person who personally witnessed a firearm injury.
 - vi) "Victim of an injury caused by a firearm" does not include the offender who committed the criminal act or a person who provoked or incited the crime.
- 5) To be eligible for the bonus draw for hemp business operators pursuant to Section 35-18(b) of the Act, the applicant must meet one or more of the following criteria:
 - A) The applicant was registered with the Department as an industrial hemp processor under the Industrial Hemp Act on or before May 1, 2026.
 - B) The applicant held an industrial hemp cultivation license issued by the Department under the Industrial Hemp Act on or before May 1, 2026.
 - C) The applicant demonstrates that, on or before May 1, 2026, it operated a business in Illinois that derived the majority of its gross receipts from the sale or manufacture of products containing hemp or hemp-derived cannabinoids as demonstrated by any of the following:
 - i) tax return;
 - ii) sales receipts;
 - iii) invoices; or

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- iv) any other document that sufficiently demonstrates in the Department's discretion that the business derived a majority of its gross receipts from the sale or manufacture of hemp.
- 6) The applicant must demonstrate that it is 51% owned by individuals who meet the criteria in Section 35-18(a)(1), Section 35-18(a)(2), and Section 35-18(b) if applicable, of the Act, by submitting an updated Table of Organization, Ownership, and Control to the Department, which shall contain the information required by this Section in sufficient detail to identify all owners, directors, and principal officers, and the title of each principal officer or business entity that, through direct or indirect means, manages, owns, or controls the applicant or license holder.
- 7) Within 60 calendar days of the deadline for submittal of the SEEL application, including supporting documents, the Department will determine each applicant's eligibility status and provide notices of eligibility.
- 8) If the Department determines that an applicant's documentation is insufficient, the Department will issue a deficiency notice to that applicant. That applicant will have 10 business days after the date that appears on the deficiency notice to submit sufficient documentation.
- 9) If the applicant fails to provide sufficient documentation after this deficiency period, the Department will inform the applicant of its intent to deny the issuance of a social equity experience lottery infuser license prior to any denial of a social equity experience lottery infuser license.
- 10) The applicant will have five business days after the date that appears on the notice of intent to deny to contest the Department's decision. Any contestation must be filed in accordance with 8 Ill. Adm. Code 1.
- 11) The Department's final order to either affirm or revoke its intent to deny constitutes a final agency decision and may be appealed under the Administrative Review Law [735 ILCS 5/Art. III].
- 12) If the Department informs an applicant of its intent to deny the issuance of a social equity experience lottery infuser license because one of the applicant's principal officers has violated the Act or this Part, the principal

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officer may resign from the applicant entity (or another licensee) in order for the applicant to remain eligible for a social equity experience lottery infuser license. Proof of this resignation shall be submitted to the Department on the form published on the Department's website and submitted in the manner included on that form.

- 13) If a principal officer of an applicant resigns after that applicant has been notified of the Department's intent to deny, that applicant may not replace the resigned principal officer. If a principal officer of an applicant resigns after that applicant has been notified of the Department's deficiency notice or intent to deny, and that applicant therefore becomes ineligible to meet the requirements of the Act and this Part, the Department will deny that applicant a social equity experience lottery infuser license.
- 14) If the Department affirms its intent to deny, the Department will deny issuance of the social equity experience lottery infuser license and proceed to the next applicant (if a lottery has been conducted) pursuant to Section 35-18(d) of the Act.
- 15) If the Department denies issuance of a social equity experience lottery infuser license to an applicant, the Department will notify the next applicant drawn by lot in the lottery of its opportunity to prove eligibility for licensure pursuant to Section 35-18(d) of the Act.
- 16) If the Department determines an applicant has met the relevant criteria, the applicant is deemed a "verified applicant" eligible to file an infuser license new business application

h) Infuser License New Business Application

- 1) Verified applicants will have 45 days from the date of the notice of eligibility to submit to the Department an infuser license new business application, including all supporting documentation.
- 2) The license selection criteria for the infuser license shall include the following:

 - A) Suitability of the Proposed Facility:

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- i) The verified applicant demonstrates that the proposed facility is suitable for effective and safe production of cannabis and cannabis-infused products, sufficient in size, power allocation, air exchange and air flow, interior layout, lighting, and sufficient both in the interior and exterior to handle bulk production of cannabis-infused products, product handling, storage, trimming, packaging, loading and shipping. The loading and unloading of cannabis in the transport motor vehicle for shipping shall be in an enclosed, secure area out of public sight;
- ii) The verified applicant demonstrates the ability to meet consumer demand by operating the infuser facility in a safe and efficient manner with minimal impact on the environment and the surrounding community;
- iii) The verified applicant provides an Operations and Management Practices Plan that demonstrates compliance with this Part and the Act.

B) Suitability of Employee Training Plan:

- i) The verified applicant fully describes a staffing plan that will provide and ensure adequate staffing and experience for all accessible business hours, safe production, sanitation, adequate security and theft prevention;
- ii) The verified applicant provides an employee handbook that will provide employees with a working guide to the understanding of the day-to-day administration of personnel policies and practices.

C) Security Plan and Recordkeeping:

- i) The verified applicant's security plan demonstrates its ability to prevent the theft or diversion of cannabis and how the plan will assist with ISP, Department, and local law enforcement. Specifically, it shall evidence compliance

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with all items in Sections 1300.455, 1300.480 and 1300.485;

- ii) The verified applicant demonstrates that its plan for record keeping, tracking and monitoring inventory, quality control and security, and other policies and procedures will discourage unlawful activity. It also describes the verified applicant's plan to dispose of unused or surplus cannabis and cannabis-infused products in cooperating with ISP and the Department;
- iii) The verified applicant's security plan shall describe the enclosed, locked facility that will be used to secure or store cannabis and cannabis-infused products; its security measures, including when the location is closed for business; and the steps taken to ensure that cannabis and cannabis-infused products are not visible to the public;
- iv) The verified applicant's plan to apply for a transporter license or plan to work with a licensed transporter and the verified applicant's procedures for safely and securely delivering cannabis-infused products to cannabis business establishments.

D) Infusing Plan:

- i) The verified applicant shall describe its plan to provide a steady, uninterrupted supply of cannabis-infused products to registered dispensaries;
- ii) The verified applicant demonstrates knowledge of infusion methods to be used in the production of cannabis-infused products;
- iii) The verified applicant demonstrates the steps that will be taken to ensure the quality, including the purity and consistency, of the cannabis-infused products to be provided to dispensaries.

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E) Product Safety and Labeling Plan:

- i) The verified applicant shall describe its plan for providing safe and accurate packaging and labeling of cannabis-infused products;
- ii) The verified applicant shall describe its plan for testing and ensuring that all cannabis-infused products are free of contaminants including, but not limited to, pesticides, microbiological contaminants, and residual solvent;
- iii) The verified applicant shall describe its plan for establishing a recall of the verified applicant's cannabis-infused products in the event that they are shown by testing or other means to be, or potentially to be, defective or have a reasonable probability that their use or exposure to these products will cause serious adverse health consequences. At a minimum, the plan should include the method of identification of the products involved; notification to the dispensary organization or others to whom the product was sold or otherwise distributed; and how the products will be disposed of if returned to or retrieved by the applicant.

F) Verified Applicant's Business Plan and Services to be Offered:

- i) The verified applicant shall provide a business plan that describes how the infuser plans to operate on a long-term basis. This shall include the verified applicant providing a detailed description about the amount and source of the equity and debt commitment for the proposed infuser that demonstrates the immediate and long-term financial feasibility of the proposed financing plan, the relative availability of funds for capital and operating needs, and the financial capability to undertake the project;
- ii) The verified applicant or its officers, board members, or incorporators demonstrates experience in business management and/or having industry, laboratory, agricultural or horticultural experience and the extent of

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their involvement in or ability to influence the day-to-day operations of the facility;

- iii) The business plan demonstrates a start-up timetable that provides an estimated time from license approval of the infuser to full operation, and the assumptions used for the basis of those estimates.

- 3) Should the verified applicant be awarded a license, the information and plan that a verified applicant provided in its infuser license new business application becomes a mandatory condition of the license. If a licensee fails to comply with standard and special conditions of the license, the Department may assess a penalty or seek suspension or revocation of the license pursuant to Subpart G (Enforcement and Immunities).
- 4) The Department may verify information contained in each infuser license new business application and accompanying documentation to assess the verified applicant's character and fitness to operate an infuser. Notwithstanding a verified applicant satisfying the foregoing selection criteria, the Department may, in its discretion, refuse to issue a license if it is not satisfied that a verified applicant, or anyone required to be identified in the application, or identified pursuant to Sections 1300.400, 1300.405 and 1300.445, is a person of good character, honesty and integrity, and is not:
- A) A person who creates or enhances the dangers of unlawful practices, methods and activities in the cannabis industry, including, but not limited to, product diversion;
- B) A person who presents questionable business practices and financial arrangements incidental to the cannabis industry; or
- C) A person who has had a cannabis dispensary or cultivation center license revoked, suspended or sanctioned in any other jurisdiction.
- 5) The verified applicant must provide an acknowledgement that if awarded a social equity experience lottery infuser license, neither the entity nor any of its principal officers will violate the Act's license number limitations. The acknowledgement will also include a statement or indication that the

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verified applicant understands the timeframes to do so as required in this Part.

- 6) If two or more verified applicants include the same principal officer, the Department will notify the verified applicant at its identified primary and alternate contacts and the principal officer who is listed on two or more applications. Upon this notification, the identified principal officer has three business days to notify the Department of its resignation from all but one of the proposed entities. This notification will be submitted to the Department, in the manner designated by the Department. If the identified principal officer does not notify the Department of the principal officer's required resignation within the required time period, each verified applicant notified will forfeit its preapplication and non-refundable application fee.

i) Post-Infuser License New Business Application

- 1) After the verified applicant has submitted the supporting documents with the infuser license new business application, the Department has at least 60 calendar days to review the documentation.
- 2) If the Department determines that the verified applicant's supporting documents are insufficient, the Department will issue a deficiency notice to that verified applicant. The verified applicant will have 10 business days after the date that appears on the deficiency notice to submit sufficient documentation.
- 3) If the verified applicant fails to provide sufficient documentation after this deficiency period, the Department will inform the verified applicant of its intent to deny the issuance of a social equity experience lottery infuser license prior to any denial of a social equity experience lottery infuser license.
- 4) The verified applicant will have five business days after the date that appears on the notice of intent to deny in order to contest the Department's decision. Any contestation must be filed in accordance with 8 Ill. Adm. Code 1.

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- 5) The Department's final order to either affirm or revoke its intent to deny constitutes a final agency decision and may be appealed under the Administrative Review Law [735 ILCS 5/Art. III].
- 6) If the Department informs a verified applicant of a deficiency or of its intent to deny the issuance of a social equity experience lottery infuser license because of one of the verified applicant's principal officers has violated the Act or this Part, the principal officer may resign from the entity (or another licensee) in order for the verified applicant to remain eligible for a social equity experience lottery infuser license. Proof of this resignation shall be submitted to the Department on the form published on the Department's website and submitted in the manner included on that form.
- 7) If a principal officer of a verified applicant resigns after that verified applicant has been notified of the Department's intent to deny, that verified applicant may not replace the resigned principal officer. If a principal officer of a verified applicant resigns after that verified applicant has been notified of the Department's deficiency notice or intent to deny, and that verified applicant therefore becomes ineligible to meet the requirements of the Act and this Part, the Department will deny that verified applicant a social equity experience lottery infuser license.
- 8) If the Department affirms its intent to deny, the Department will deny the issuance of the social equity experience lottery infuser license and proceed to the next verified applicant.
- 9) If the Department denies issuance of a social equity experience lottery license to a verified applicant, the Department will notify the next applicant of its opportunity to verify its social equity experience lottery infuser license criteria pursuant to Section 35-18(a)(1), Section 35-18(a)(2) and Section 35-18(b) if applicable, of the Act pursuant to this Part.
- 10) The Department may issue social equity experience lottery infuser licenses to verified applicants that have provided sufficient documentation with their infuser license new business applications in the order in which they are received by the Department. Nothing shall prevent the Department

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from issuing social equity experience lottery infuser licenses before all verified applicants have submitted all necessary documentation.

- 11) If a principal officer of a verified applicant dies after the submission of an infuser license new business application, the verified applicant shall present proof of death to the Department. A deceased principal officer may be replaced only if that principal officer was necessary for the verified applicant to remain eligible to be issued a social equity experience lottery infuser license. If a necessary principal officer of a verified applicant dies prior to the issuance of the social equity experience lottery infuser license, the verified applicant shall have 45 calendar days after the death of that principal officer to submit proof of a replacement principal officer to the Department in order to remain eligible for a social equity experience lottery infuser license.

j) General Requirements

- 1) The Department will only communicate with an applicant's primary and alternate contact regarding the preapplication, infuser license new business application or other application. For a change in a primary or alternate contact information, any social equity experience lottery infuser license applicant or licensee must submit a request to change from the current primary or alternate contact email address and phone number the Department has on record.
- 2) If the Department determines that any information on a preapplication, infuser license new business application, or other application or in supporting documents is not truthful, the applicant associated with that application will be prohibited from:
- A) participating in the social equity experience lottery;
 - B) being a drawn applicant; and
 - C) being issued a social equity experience lottery infuser license. The Department will notify the next verified applicant drawn by lot of its opportunity for the social equity experience lottery infuser license.

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- 3) A social equity experience lottery infuser license cannot be sold, transferred, or assigned and the social equity experience lottery infuser licensee cannot in any way change its ownership structure, including by removing or adding any principal officers, except for in the event of the death of a principal officer.
- 4) If a principal officer of a social equity experience lottery infuser license holder dies prior to the issuance of any social equity experience lottery infuser license, the social equity experience lottery infuser license holder shall inform the Department of the death and submit an updated Table of Organization, Ownership, and Control.
- 5) A principal officer may be added to the ownership structure of a social equity experience lottery infuser license holder only in the event of replacing a deceased principal officer, subject to the Department's approval of that principal officer. The Department will consider, but is not limited to, the proposed principal officer's role, qualifications, and the necessity of adding a principal officer when considering the new principal officer.
- 6) The death of a principal officer following issuance of a social equity experience lottery infuser license shall not impact the license holder's eligibility to be issued a license under Section 35-18 of the Act.

(Source: Added at 50 Ill. Reg. _____, effective _____)

Section 1300.415 License Award, Issuance and Transferability

- a) ~~The top scoring applicants as determined by Section 1300.407, that receive at least 75% of available points, will be issued Infuser Licenses by the Department.~~ b) An Infuser License shall be issued for the specific location identified on the application, and is valid only for the owner, premises and name designated on the license and the location for which it is issued.
- be) *Should the applicant be awarded an Infuser License, it shall pay a fee of \$5,000 prior to receiving the license. [410 ILCS 705/35-15(d)]*
- cd) An Infuser License shall not be transferable, in whole or in part, without Department approval, with the following exceptions:

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- 1) An Infuser License may be reissued, without charge, solely in the name of the surviving spouse or domestic partner of a deceased licensee if the license was issued in the names of both of the parties;
 - 2) An Infuser License may be transferred, without charge, to an heir of a deceased licensee other than as provided in subsection (c**b**)(1), as determined by the Probate Act of 1975. For the purpose of considering the qualifications of the heir to receive an Infuser License, the Department will require a criminal background check and the heir will be subject to all other requirements of the Act and this Part.
- d**e) In the event that the Department approves a new location as meeting all requirements of the Act and this Part, the infuser shall have a brief transition period of no more than 90 days, approved by the Department, to transfer its inventory and begin operations at the new location.
- 1) The transition period shall not begin until the new location is ready to begin production.
 - 2) *An infuser may not be located in an area zoned for residential use.* [410 ILCS 705/35-25(i)]
 - 3) No product may be transferred to or processed at the new location prior to the beginning date of this approved transition period.
 - 4) Any product remaining at the original location past the transition period shall be destroyed in accordance with the provisions of Subpart I (Destruction of Cannabis).
 - 5) The infuser shall notify the Department in writing or by electronic transmission once the transfer of inventory is complete and production has begun at the new location.
 - 6) Upon inspection and verification by the Department that the new location is in compliance with the Act and this Part, the Department will issue a license modification reflecting the new location. The modified license shall have the same expiration date as the previously issued license.

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- ef)** The proposed sale of any outstanding or issued stock of a corporation licensed under the Act, or any proposed change in the officers or board members of the corporation, must be reported to the Department, and Department approval must be obtained before the changes are made. A fee of \$1,000 will be charged for the processing of the change of stock ownership or corporate officers or board members.
- fg)** The proposed change of any person or principal officer of any licensee must be reported to the Department and Department approval must be obtained before the changes are made.
- gh)** An Infuser License shall not be leased or subcontracted, in whole or in part.
- hi)** An Infuser License is issued upon the following condition: *An infuser may not either directly or indirectly discriminate in price between different cannabis business establishments that are purchasing a like grade, strain, brand, and quality of cannabis or cannabis-infused product. Nothing in this subsection (i) prevents an infuser from pricing cannabis differently based on differences in the cost of manufacturing or processing, the quantities sold, such volume discounts, or the way the products are delivered. [410 ILCS 705/35-25(e)]*
- ij)** An Infuser License is issued upon the following condition: *An infuser may share premises with a craft grower or a dispensing organization, or both, provided each licensee stores currency and cannabis or cannabis-infused products in a separate secured vault to which the other licensee does not have access or all licensees sharing a vault share more than 50% of the same ownership. [410 ILCS 705/35-25(l)]*
- jk)** An Infuser License is issued upon the following condition: *It is unlawful for any person or entity having an Infuser License or any officer, associate, member, representative or agent of such licensee to offer or deliver money, or anything else of value, directly or indirectly to any person having an Early Approval Adult Use Dispensing Organization License, a Conditional Adult Use Dispensing Organization License, an Adult Use Dispensing Organization License, or a medical cannabis dispensing organization license issued under the Compassionate Use of Medical Cannabis Program Act, or to any person connected with or in any way representing, or to any member of the family of, such person holding an Early Approval Adult Use Dispensing Organization License, a Conditional Adult Use Dispensing Organization License, an Adult Use*

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Dispensing Organization License, or a medical cannabis dispensing organization license issued under the Compassionate Use of Medical Cannabis Program Act, or to any stockholders in any corporation engaged in the retail sales of cannabis, or to any officer, manager, agent, or representative of the Early Approval Adult Use Dispensing Organization License, a Conditional Adult Use Dispensing Organization License, an Adult Use Dispensing Organization License, or a medical cannabis dispensing organization license issued under the Compassionate Use of Medical Cannabis Program Act to obtain preferential placement within the dispensing organization, including, without limitation, on shelves and in display cases where purchasers can view products, or on the dispensing organization's website. [410 ILCS 705/35-25(m)]

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 1300.420 License Renewal

- a) Every Infuser License shall expire annually on the date it was issued.
- b) Every renewal application for a license issued pursuant to this Part and accompanied by the proper fees shall be filed annually with the Department at least 45 calendar days prior to the date the existing license expires.
- c) The Department will send written notification of expiration to each licensed infuser at least 90 days prior to expiration. However, failure to receive a renewal form from the Department will not excuse the infuser from paying the renewal fee or renewing the license prior to its expiration.
- d) *The Department will grant a renewal application within 45 days of submission of a renewal application if:*
 - 1) *The registered infuser submits a renewal application and the required renewal fee of \$20,000;*
 - 2) *The Department has not suspended the license of the infuser or suspended or revoked the registration for violation of the Act or this Part;*
 - 3) *The infuser has continued to operate in accordance with all plans submitted as part of its application and approved by the Department or any amendments thereto that have been approved by the Department;*

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- 4) *The infuser has submitted an agent, employee, contracting, and subcontracting diversity report to the Cannabis Regulation Oversight Officer as required by the Department; and*
- 5) *The infuser has submitted an environmental impact report as required by the Act. [410 ILCS 705/35-40(a)]*
- e) *If an infuser fails to renew its license before expiration, it shall cease operations until its license is renewed. [410 ILCS 705/35-40(b)]*
- f) Upon request for renewal, the Department will consider the licensee's history of compliance with requirements of the Act and this Part, the number and severity of any violations and the correction of those violations, as well as penalties or fines imposed or any other enforcement actions.
- g) The Department may deny a renewal after consideration of the licensee's history of compliance.
- h) The Department shall not assess the renewal fee in subsection (d) for the two annual license renewal periods that begin after May 1, 2026. The renewal fee in subsection (d) shall be imposed on the infuser's third annual renewal application submitted after May 1, 2026. The Department shall not assess the renewal fee in subsection (d) for the first renewal cycle after a SEEL license is awarded. SEEL licenses are not subjected to an initial license fee beyond the initial application fee. The renewal fee in subsection (d) shall be imposed on the SEEL licensee's second renewal period after license award.
- i) If an infuser license is relinquished or revoked, any past due fees, including renewal periods in which a partial payment was made, shall not be owed to the Department.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

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- 1) Heading of the Part: Illinois Live Theater Production Tax Credit Program
- 2) Code Citation: 14 Ill. Adm. Code 532
- 3)

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
532.30	Amendment
532.40	Amendment
532.70	Amendment
532.90	Amendment
- 4) Statutory Authority: Implementing and authorized by the Live Theater Production Tax Credit Act [35 ILCS 17].
- 5) A Complete Description of the Subjects and Issues Involved: The proposed amendment incorporates statutory changes to the Live Theater Production Tax Credit Act [35 ILCS 17]. The amendment allows for the reallocation of unused credits from long-run and pre-Broadway productions to be awarded to Commercial Broadway Touring shows in that fiscal year. The amendment also clarifies that if a complete independent accountant's report is not received within 60 days the applicant loses its place in the queue, and provides an extension to 180 days before the Department will not accept the claim and the applicant forfeits the theater tax credit award for that production.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this proposed rulemaking replace an emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Do these proposed amendments contain incorporations by reference? No
- 10) Are there any other proposed rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objectives: This rulemaking will not require a local government to establish, expand, or modify its activities in such a way as to necessitate additional expenditures from local revenues.
- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: A 45-day written comment period will begin on the day the Notice of

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Proposed Amendments appears in the *Illinois Register*. Please mail written comments on the proposed rulemaking to the attention of:

Gina Arterberry
Department of Commerce & Economic Opportunity
1011 S. 2nd St.
Springfield, IL 62704-3004

(217) 524-8974
Gina.M.Arterberry@Illinois.gov

- 13) Initial Regulatory Flexibility Analysis:
- A) Description of the type of small business, not for profit corporations or small municipalities subject to the proposed amendment: None
 - B) Description of the proposed reporting, bookkeeping and other procedures required for compliance with the amendment: None
 - C) Description of the types of professional skills necessary for compliance: None
- 14) Small Business Economic Impact Analysis: Determine whether the rulemaking has an adverse impact on small business (fewer than 50 full-time employees or less than \$4,000,000 in gross annual sales). An adverse impact is one that can be reasonably foreseen on small businesses including, but not limited to, a loss of customers, loss of revenue, or increased business expenses. If the proposed amendment has an adverse impact on small business, the agency must provide an economic impact analysis including:
- A) Types of businesses subject to the proposed amendments:

71 Arts, Entertainment, and Recreation
 - B) Estimated number of small business subject to the proposed amendments: N/A
 - C) Categories that the agency reasonably believes the rulemaking will impact, including:

viii. record keeping

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- D) Projected reporting, recordkeeping and other administrative costs for compliance with the proposed amendments: None
 - E) Type of professional skills necessary for preparation of any report or record required for compliance with the proposed amendments: None
 - F) Statement of the probable positive or negative economic effect on small business: None
 - G) Description of any less intrusive or costly alternative methods of achieving the purposes of the amendments: None
- 15) Regulatory Agenda on which this rulemaking was summarized: This rule was not included on either of the 2 most recent agendas because the Department did not anticipate the change.
- 16) Any other information or justification for the proposed amendment that the agency believes would be helpful to the public regarding the proposed amendment. For example, a discussion or analysis of the benefits of the proposed amendment is projected to have on the Illinois public, consumers, investors or other similar groups: N/A

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

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TITLE 14: COMMERCE

SUBTITLE C: ECONOMIC DEVELOPMENT

CHAPTER I: DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY

PART 532

ILLINOIS LIVE THEATER PRODUCTION TAX CREDIT PROGRAM

Section

532.10	Purpose
532.20	Definitions
532.30	Live Theater Tax Credit Directives
532.40	Live Theater Tax Credit Amount
532.50	Application for Accredited Theater Production Certificate
532.60	Approval/Denial of Accredited Theater Production Certificate
532.70	Request for Theater Tax Credit Award
532.80	Approval/Denial of Theater Tax Credit Award
532.90	Calculation of Theater Tax Credit Award
532.100	Live Theater Tax Credit Program Evaluation and Report to Illinois General Assembly
532.110	Transfer of Theater Tax Credit Award
532.120	Confidentiality of Documents and Record Retention Requirements

AUTHORITY: Implementing and authorized by the Live Theater Production Tax Credit Act [35 ILCS 17].

SOURCE: Adopted at 37 Ill. Reg. 12028, effective July 12, 2013; amended at 49 Ill. Reg. 15946, effective December 4, 2025; amended at 50 Ill. Reg. _____, effective _____.

Section 532.30 Live Theater Tax Credit Directives

- a) For taxable years beginning on and after January 1, 2012, subject to the limitations and requirements provided in the Act, *an applicant is entitled to a theater tax credit award as approved by the Department for qualifying Illinois labor expenditures and Illinois production spending for each tax year in which the applicant is awarded an accredited theater production certificate issued by the Department. The amount of tax credits awarded pursuant to this Act shall not exceed \$2,000,000 in any State fiscal year ending on or before June 30, 2022. The amount of tax credits awarded pursuant to this Act for the State fiscal year ending on June 30, 2023 or the State fiscal year ending on June 30, 2024 shall not exceed*

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\$4,000,000. For the State fiscal year ending on June 30, 2023 and the State fiscal year ending on June 30, 2024, no more than \$2,000,000 in credits may be awarded in either of those fiscal years to accredited theater productions that are not commercial Broadway touring shows, and no more than \$2,000,000 in credits may be awarded in either of those fiscal years to commercial Broadway touring shows. For State fiscal years ending on or after June 30, 2025, the amount of tax credits awarded under this Act shall not exceed \$6,000,000, with no more than \$2,000,000 in credits awarded for long-run productions and pre-Broadway productions, no more than \$2,000,000 in credits awarded for commercial Broadway touring shows, and no more than \$2,000,000 in credits awarded for non-profit theater productions. If, in any State fiscal year, less than \$2,000,000 in credits under this Act are awarded for long-run productions and pre-Broadway productions, then the difference between \$2,000,000 and the amount of the credits awarded for long-run productions and pre-Broadway productions in that fiscal year may be added to the \$2,000,000 in credits allowed to be awarded for commercial Broadway touring shows in that State fiscal year. [35 ILCS 17/10-20]

- b) The \$2,000,000 in credits that may be awarded for non-profit theater productions under this Act in a State fiscal year shall be allocated as follows:
- 1) no credits may be awarded for non-profit theater productions that have an annual operating budget of less than \$25,000;
 - 2) no more than \$225,000 in credits may be awarded, in the aggregate, for non-profit theater productions that have an annual operating budget of \$25,000 or more but less than \$250,000;
 - 3) no more than \$225,000 in credits may be awarded, in the aggregate, for non-profit theater productions that have an annual operating budget of \$250,000 or more but less than \$1,000,000;
 - 4) no more than \$250,000 in credits may be awarded, in the aggregate, for non-profit theater productions that have an annual operating budget of \$1,000,000 or more but less than \$2,500,000;
 - 5) no more than \$300,000 in credits may be awarded, in the aggregate, for non-profit theater productions that have an annual operating budget of \$2,500,000 or more but less than \$5,000,000;

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- 6) *no more than \$300,000 in credits may be awarded, in the aggregate, for non-profit theater productions that have an annual operating budget of \$5,000,000 or more but less than \$10,000,000; and*
- 7) *no more than \$700,000 in credits may be awarded, in the aggregate, for non-profit theater productions that have an annual operating budget of \$10,000,000 or more. [35 ILCS 17/10-20].*
- c) In accordance with the purpose of the Act, *credits shall be awarded on a first-come, first-served basis* as described in Section 532.40(c). [35 ILCS 17/10-20]
- d) *To accomplish the purposes of the Act, the Department may use the training programs provided under Section 605-800 of the Department of Commerce and Economic Opportunity Law of the Civil Administrative Code of Illinois [20 ILCS 605]. [35 ILCS 17/10-35]*

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 532.40 Live Theater Tax Credit Amount

- a) The maximum monetary *amount of tax credits awarded pursuant to the Act shall not exceed* the actual amount as directed in the Act *in any State fiscal year*. [35 ILCS 17/10-20]
- b) Each theater tax credit award shall be limited to \$500,000 per accredited theater production per tax year in an effort to provide overall support to the live theater industry in Illinois.
- c) If applications for theater tax credits exceed the maximum monetary cap amount, for credits established by the Act, credits shall be awarded on a first-come, first-served basis, based on the date on which each properly completed application for an accredited theater production certificate is received by the Department. If more than one application for an accredited theater production certificate is received on the same day, the credits will be awarded based on the time of submission on that particular day.
- d) *If the amount of credits applied for in any fiscal year exceeds the amount authorized to be awarded under*~~*If the amount of credits applied for in any fiscal year exceeds the amount authorized to be awarded under*~~ Section 10-20 of the

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Act, the excess credit amount shall be awarded in the next fiscal year in which credits remain available for award and shall be treated as having been applied for on the first day of that fiscal year~~the excess credit amount shall be awarded in the next fiscal year in which credits remain available for award and shall be treated as having been applied for on the first day of that fiscal year.~~ [35 ILCS 17/10-20]

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 532.70 Request for Theater Tax Credit Award

- a) After an applicant has received an accredited theater production certificate, it can request a theater tax credit award from the Department. In accordance with the Act, the theater tax credit award shall only be awarded to an applicant if:
 - 1) The total amount of theater tax credit awards awarded pursuant to the Act has not exceeded the annual fiscal maximum monetary cap amount.
 - 2) The applicant successfully demonstrates to the Department that it complied with its diversity plan or that it made good-faith efforts to comply with its diversity plan.
 - 3) The applicant successfully demonstrates to the Department that it fulfilled its training plan or that it made good-faith efforts to comply with its training plan.
- b) An applicant with an accredited theater production certificate shall provide the following with its request for a theater tax credit award:
 - 1) An itemized statement of the Illinois labor expenditures or Illinois production spending for which the credit is claimed and of Illinois labor expenditures generated by the employment of residents of geographic areas of high poverty or high unemployment for which additional credit is claimed;
 - 2) Copies of the books and records of the applicant for the accredited theater production, showing the Illinois labor expenditures or Illinois production spending for which the credit is claimed, and all documentation necessary to support its computation; and

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3) Independent Accountant's Report

A) An independent accountant's report, prepared by a licensed certified public accountant, in the form prescribed by the Department, that is supported by the copies of the books, records and other documents of the applicant that are attached to the request. The licensed certified public accountant must attest that he or she has examined the books, records and other documents according to procedures agreed upon by the Department. The attestation and examination must be performed by a licensed certified public accountant:

- i) under the professional standards established by the American Institute of Certified Public Accountants, specifically the Statements on Standards of Attestation Engagements at AT Sec. 101 (Attest Engagements) and AT Sec. 201 (Agreed-Upon Procedures Engagements); and
- ii) whose engagement to provide the attestation was approved by the Department before work on the engagement is commenced.

B) If the Department does not receive a complete~~An independent accountant's report must be submitted to the Department~~ within 60 calendar days after the end of the Illinois production run.~~If the independent accountant's report is not received by the Department,~~ the applicant will forfeit its place in the queue and after 180 calendar days after the end of the Illinois production run, the Department will not accept the claim and the applicant will forfeit the theater tax credit award for that production.

- c) A request for a theater tax credit award must be made to the Department by March 1 in order to claim a theater tax credit for expenditures in the prior tax year.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 532.90 Calculation of Theater Tax Credit Award

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- a) *The theater tax credit award shall be calculated each tax year based upon the filing by the applicant on forms prescribed by the Department containing information regarding qualifying and quantified Illinois labor expenditures, as defined in Section 10-10 of the Act, net of the limitation in that Section, and Illinois production spending, as defined in Section 10-10, net of the limitation in that Section. From the amount calculated, the applicant shall be entitled to receive a tax credit award of up to:*
- 1) *20% of the Illinois labor expenditures for each tax year; plus*
 - 2) *20% of the Illinois production spending for each tax year; plus*
 - 3) *15% of the Illinois labor expenditures generated by the employment of Illinois residents in geographic areas of high poverty or high unemployment in each tax year, as determined by the Department. [35 ILCS 17/10-45]*
- b) The theater tax credit award shall not exceed \$500,000 for any accredited theater production.
- c) If an accredited theater production receives only a portion of the theater tax credit award to which the Department has determined it is entitled due to the annual fiscal cap on the amount of credits that can be awarded, the accredited theater production shall be eligible to receive the remainder of its credits in the next tax year. ~~If an accredited theater production does not receive any theater tax credit award due to the annual fiscal cap on the amount of credits that can be awarded, the accredited theater production shall not be entitled to any theater tax credit award in the following tax years.~~
- d) *The theater tax credit award shall state the amount of the tax credit award to which the applicant is entitled for that tax year and the Department shall contemporaneously notify the applicant and Illinois Department of Revenue in accordance with Section 222 of the Illinois Income Tax Act [35 ILCS 5/222] or, if the applicant is a non-profit theater production, subsection (k) of Section 704A of the Illinois Income Tax Act, as applicable. (Source: P.A. 97-636, eff. 6-1-12.). [35 ILCS 17/10-40]*

(Source: Amended at 50 Ill. Reg. _____, effective _____)

DEPARTMENT OF HUMAN SERVICES

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Supplemental Nutrition Assistance Program (SNAP)
- 2) Code Citation: 89 Ill. Adm. Code 121
- 3)

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
121.57	Amendment
121.59	Amendment
121.60	Amendment
121.61	Amendment
121.63	Amendment
121.64	Amendment
- 4) Statutory Authority: Implementing Sections 12-4.4 through 12-4.6 and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5].
- 5) A Complete Description of the Subjects and Issues Involved: The changes in this rulemaking are the result of the federal Fiscal Year 2027 Cost-of-Living Adjustments to the SNAP standards and are required by Food and Nutrition Service regulations. This rulemaking increases the Maximum Gross and Net Income Standards, the Maximum Shelter Deduction, the Standard Deduction by household size, the Maximum Monthly SNAP Allotments for all SNAP units, and the Homeless Shelter Deduction.

Further, the annual review of the State's utility standards, as mandated by Federal Regulations, determined an increase is warranted for the Air Conditioning/Heating Standard to \$565, the Limited Utility Standard has increased to \$472, and the Single Utility Standard has increased to \$80. The Telephone Standard has increased to \$69. These changes are effective October 1, 2026.
- 6) Any published studies or reports, along with the sources of underlying data, that were used when composing this rulemaking? None
- 7) Will this proposed rulemaking replace an emergency rule currently in effect? Yes
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this proposed rulemaking contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part? Yes

DEPARTMENT OF HUMAN SERVICES

NOTICE OF PROPOSED AMENDMENTS

<u>Section Number:</u>	<u>Proposed Action:</u>	<u>Illinois Register Citation:</u>
121.147	New Section	49 Ill. Reg. 11288; August 7, 2026

- 11) Statement of Statewide Policy Objectives: This rulemaking does not create or expand a State mandate.
- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning these rules within 45 days after the date of this issue of the *Illinois Register*. All requests and comments should be submitted in writing 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
- 13) Initial Regulatory Flexibility Analysis:
- A) Types of small businesses, small municipalities and not-for-profit corporations affected: None
- B) Reporting, bookkeeping or other procedures required for compliance: None
- C) Types of professional skills necessary for compliance: None
- 14) Small Business Economic Impact Analysis: This rulemaking will not have an adverse impact on small businesses.
- 15) Regulatory Agenda on which this rulemaking was summarized: January 2026
- 16) Any other information or justification for the proposed rule or amendment that the agency believes would be helpful to the public regarding the proposed rule or amendment. For example, a discussion or analysis of the benefits of the proposed rule or

DEPARTMENT OF HUMAN SERVICES

NOTICE OF PROPOSED AMENDMENTS

amendment is projected to have on the Illinois public, consumers, investors or other similar groups. None

The full text of the Proposed Amendments is identical to that of the Emergency Amendments for this rulemaking, and begins in this issue of the *Illinois Register* on page 15378.

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Designation of Restricted Waters in the State of Illinois
- 2) Code Citation: 17 Ill. Adm. Code 2030
- 3) Section Number: 2030.30 Proposed Action: Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 5-7 and 5-12 of the Boat Registration and Safety Act [625 ILCS 45/5-7 and 5-12].
- 5) A Complete Description of the Subjects and Issues Involved: This Part is being amended to regulate no-wake zones at these locations for the safety of the public.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this proposed rulemaking replace an emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this proposed rulemaking contain incorporations by reference? No
- 10) Are there any other proposed rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objectives: This rulemaking does not affect units of local government.
- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may submit their written comments concerning this rulemaking within 45 days from the publication date of this issue of the *Illinois Register*. All comments should be submitted to:

John Fischer, Legal Counsel
Department of Natural Resources
One Natural Resources
Springfield, IL 62702

(217) 782-1809
Email: dnr.rules@illinois.gov

DEPARTMENT OF NATURAL RESOURCES

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- 13) Initial Regulatory Flexibility Analysis:
- A) Description of the type of small business, not for profit corporations or small municipalities subject to the proposed amendment: None
 - B) Description of the proposed reporting, bookkeeping and other procedures required for compliance with the amendment: None
 - C) Description of the types of professional skills necessary for compliance: None
- 14) Small Business Economic Impact Analysis: None
- 15) Regulatory Agenda on which this rulemaking was summarized: This rule was not included on either of the 2 most recent agendas because it was not anticipated at the time of the Department's most recent Regulatory Agenda.
- 16) Any other information or justification for the proposed rule or amendment that the agency believes would be helpful to the public regarding the proposed rule or amendment. For example, a discussion or analysis of the benefits of the proposed rule or amendment is projected to have on the Illinois public, consumers, investors or other similar groups. None

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

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENT

TITLE 17: CONSERVATION

CHAPTER I: DEPARTMENT OF NATURAL RESOURCES

SUBCHAPTER e: LAW ENFORCEMENT

PART 2030

DESIGNATION OF RESTRICTED WATERS IN THE STATE OF ILLINOIS

Section

2030.10	General Regulations
2030.15	Designation of Restricted Waters by the Department of Natural Resources
2030.20	Region I – Designated Restricted Boating Areas
2030.30	Region II – Designated Restricted Boating Areas
2030.40	Region III – Designated Restricted Boating Areas
2030.50	Region IV – Designated Restricted Boating Areas
2030.60	Region V – Designated Restricted Boating Areas
2030.70	Riverboat Gambling Casinos – Designated Restricted Boating Areas
2030.80	Hazardous Navigation Conditions – Designated Restricted Boating Areas

AUTHORITY: Implementing and authorized by Sections 5-7 and 5-12 of the Boat Registration and Safety Act [625 ILCS 45/5-7 and 5-12].

SOURCE: Adopted at 5 Ill. Reg. 8763, effective August 25, 1981; codified at 5 Ill. Reg. 10617; amended at 9 Ill. Reg. 4789, effective April 2, 1985; amended at 11 Ill. Reg. 9519, effective May 5, 1987; emergency amendment at 12 Ill. Reg. 8745, effective May 15, 1988, for a maximum of 150 days; emergency expired September 20, 1988; emergency amendment at 12 Ill. Reg. 12111, effective July 6, 1988, for a maximum of 150 days; emergency expired December 12, 1988; amended at 12 Ill. Reg. 16707, effective September 30, 1988; amended at 12 Ill. Reg. 20472, effective November 28, 1988; corrected at 13 Ill. Reg. 967; emergency amendment at 13 Ill. Reg. 2878, effective February 21, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 12814, effective July 21, 1989; amended at 16 Ill. Reg. 8483, effective May 26, 1992; amended at 19 Ill. Reg. 7549, effective May 26, 1995; emergency amendment at 19 Ill. Reg. 11967, effective August 3, 1995, for a maximum of 150 days; amended at 20 Ill. Reg. 750, effective December 29, 1995; amended at 20 Ill. Reg. 7864, effective June 3, 1996; recodified by changing the agency name from Department of Conservation to Department of Natural Resources at 20 Ill. Reg. 9389; amended at 20 Ill. Reg. 15692, effective December 2, 1996; amended at 23 Ill. Reg. 6822, effective May 20, 1999; amended at 27 Ill. Reg. 8871, effective May 19, 2003; amended at 29 Ill. Reg. 15550, effective September 27, 2005; amended at 30 Ill. Reg. 11576, effective June 23, 2006; emergency amendment at 31 Ill. Reg. 8348, effective May 25, 2007, for a maximum of 150 days; amended at 31 Ill. Reg. 14522, effective October 5, 2007; amended at 34 Ill. Reg.

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENT

7720, effective May 20, 2010; amended at 36 Ill. Reg. 5565, effective March 22, 2012; amended at 37 Ill. Reg. 827, effective January 9, 2013; amended at 37 Ill. Reg. 11366, effective July 5, 2013; amended at 42 Ill. Reg. 13251, effective June 22, 2018; amended at 50 Ill. Reg. _____, effective _____.

Section 2030.30 Region II – Designated Restricted Boating Areas

- a) The following portions of the Calumet and Little Calumet Rivers are designated as Slow, No Wake areas:
 - 1) An area from the O'Brien Locks to the Michigan Central Railroad Bridge (approximately mile 326.5 to 325.3).
 - 2) An area around the Pier 11 Marina and the Lake Calumet Boat and Gun Club (approximately mile 323.2 to 323.1).
 - 3) An area around the Maryland Manor Boat Club, Skipper's Marina, and Rentner Marina (approximately mile 323.0 to 322.5).
 - 4) An Area around Triplex Marina (approximately mile 319.9 to 319.8).
- b) The following portions of the Des Plaines River are designated as Slow, No Wake areas:
 - 1) An area around the Bay Hill Marina, Wilmington, Illinois (approximately mile 273.7), extending 150 feet out into the river and 300 feet both upstream and downstream from the center of the Marina.
 - 2) An area around the Three Rivers Yacht Club, Wilmington, Illinois (approximately mile 273.7), extending 150 feet from the harbor entrance.
 - 3) An area around Harborside Marina, Wilmington, Illinois (approximately mile 273.8), extending 500 feet both upstream and downstream of the Marina.
- c) The following portion of the Fox River is designated as a Slow, No Wake area:
 - 1) An area within 150 feet upstream and downstream of the I-90 bridge.

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENT

- 2) [An area within 1.25 miles downstream of the Stratton Lock.](#)
 - 3) [An area within 1000 feet upstream and downstream of the Rawson Bridge.](#)
 - 4) [An area within 700 feet upstream and downstream of the Fox River Forest Preserve North Public Boat Launch.](#)
 - 5) [An area within 600 feet upstream and downstream of the Route 14 bridge.](#)
- d) The following portions of Lake Michigan are designated as No Boat areas:
- 1) An area at North Point Marina, located off the northern breakwater, running the length of the beach parallel to the shoreline and 100 yards out into the lake.
 - 2) An area at Illinois Beach State Park, located between the park office and the #3 bathhouse, running parallel to the shoreline and 70 yards out into the lake.
- e) It shall be unlawful to operate any watercraft with a motor larger than 10 horsepower on the waters of Griswold Lake in McHenry County.
- f) The following portions of the Kankakee River shall be designated as Slow, No Wake areas:
- 1) An area 100 yards upstream and 100 yards downstream from the River Isle hairpin curve that is approximately midway between Momence, Illinois and the Indiana border.
 - 2) An area 100 yards upstream and 100 yards downstream of the hairpin curve created by the east side of Rudecki Island, which is approximately one mile west of River Isle.
- g) Fox River-Chain O'Lakes (Lake and McHenry Counties)
- 1) User Permit Sticker regulations of the Fox Waterway Agency are in full force and effect on those public waters under the Agency's jurisdiction. Failure to comply with those regulations constitutes a violation of this Section.

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENT

- 2) Night Speed Limit regulations of the Fox Waterway Agency are in full force and effect on those public waters under the Agency's jurisdiction. Failure to comply with those regulations constitutes a violation of this Section.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Renewable Energy Resources and Coal Technology Development Assistance Charge
- 2) Code Citation: 86 Ill. Adm. Code 517
- 3)

<u>Section Numbers:</u>	<u>Proposed Actions:</u>
517.100	Amendment
517.110	Amendment
517.120	Amendment
517.130	Amendment
- 4) Statutory Authority: Implementing Section 2505-510, and authorized by Section 2505-795, of the Civil Administrative Code of Illinois (Department of Revenue Law) [20 ILCS 2505/2505-510 and 2505-795].
- 5) A Complete Description of the Subjects and Issues Involved: Changes are made to Part 517 to correct statutory quotations, make edits for internal consistency, standardize the style of statutory citations, and incorporate policies contained in recent Department General Information Letters.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this proposed rulemaking replace an emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Do these proposed amendments contain incorporations by reference? No
- 10) Are there any other proposed rulemakings pending on this Part? No
- 11) Statement of Statewide Policy Objectives: These rules do not create or enlarge a mandate as described in Section 3(b) of the State Mandates Act.
- 12) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to submit comments on this proposed rulemaking may submit them in writing by no later than 45 days after publication of this Notice to:

Edward J. Mroczkowski

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

Associate Counsel
Illinois Department of Revenue
Legal Services Office
101 W. Jefferson
Springfield, IL 62702

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

13) Initial Regulatory Flexibility Analysis:

- A) Description of the type of small business, not for profit corporations or small municipalities subject to the proposed amendments: Electric and gas cooperatives, municipal utilities.
- B) Description of the proposed reporting, bookkeeping and other procedures required for compliance with the amendments: General tax preparation and recordkeeping.
- C) Description of the types of professional skills necessary for compliance: Basic accounting and computer skills.

14) Small Business Economic Impact Analysis:

Determine whether the rulemaking has an adverse impact on small business (fewer than 50 full-time employees or less than \$4,000,000 in gross annual sales). An adverse impact is one that can be reasonably foreseen on small businesses including, but not limited to, a loss of customers, loss of revenue, or increased business expenses. If the proposed amendment has an adverse impact on small business, the agency must provide an economic impact analysis including:

- A) Types of businesses subject to the proposed amendments:

22 Utilities

- B) Estimated number of small business subject to the proposed amendments: This charge applies to public utilities, municipal utilities, and electric and gas cooperatives, and this rulemaking does not change or expand that. There are currently 128 entities registered for the charge for electricity and 47 entities registered for the charge for gas. The Department does not have information as to how many of those utilities and cooperatives are considered small businesses.

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- C) Categories that the agency reasonably believes the rulemaking will impact, including (Check all that apply):
- viii. record keeping
- D) Projected reporting, recordkeeping and other administrative costs for compliance with the proposed amendments: No additional costs.
- E) Type of professional skills necessary for preparation of any report or record required for compliance with the proposed amendments Basic recordkeeping, no new requirements.
- F) Statement of the probable positive or negative economic effect on small business: No economic effect on small business.
- G) Description of any less intrusive or costly alternative methods of achieving the purposes of the amendments: Not applicable as there is no economic effect on small business.
- 15) Regulatory Agenda on which this rulemaking was summarized: January 2026
- 16) Any other information or justification for the proposed amendment that the agency believes would be helpful to the public regarding the proposed amendment. For example, a discussion or analysis of the benefits of the proposed amendment is projected to have on the Illinois public, consumers, investors or other similar groups. No additional information.

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

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NOTICE OF PROPOSED AMENDMENTS

TITLE 86: REVENUE

CHAPTER I: DEPARTMENT OF REVENUE

PART 517

RENEWABLE ENERGY RESOURCES AND COAL TECHNOLOGY
DEVELOPMENT ASSISTANCE CHARGE

Section

517.100	Definitions
517.110	Nature of Renewable Energy Resources and Coal Technology Development Assistance Charge
517.120	Renewable Energy Resources and Coal Technology Development Assistance Charge Rates
517.130	Renewable Energy Resources and Coal Technology Development Assistance Charge Return

AUTHORITY: Implementing Section 2505-510, and authorized by Section 2505-795, of the Civil Administrative Code of Illinois (Department of Revenue Law) [20 ILCS 2505/2505-510 and 2505-795].

SOURCE: Adopted by emergency rule at 22 Ill. Reg. 3141, effective January 27, 1998, for a maximum of 150 days; adopted at 22 Ill. Reg. 10907, effective June 8, 1998; amended at 50 Ill. Reg. _____, effective _____.

Section 517.100 Definitions

For the purposes of this Part:

"non-residential electric service" means electric utility service which is not residential electric service [305 ILCS 20/13];

"non-residential gas service" means gas utility service which is not residential gas service [305 ILCS 20/13];

"residential electric service" means electric utility service for household purposes delivered to a dwelling of 2 or fewer units which is billed under a residential rate, or electric utility service for household purposes delivered to a dwelling unit or units which is billed under a residential rate and is registered by a separate meter for each dwelling unit [305 ILCS 20/13];

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"residential gas service" means gas utility service for household purposes distributed to a dwelling of 2 or fewer units which is billed under a residential rate, or gas utility service for household purposes distributed to a dwelling unit or units which is billed under a residential rate and is registered by a separate meter for each dwelling unit [305 ILCS 20/13].

"Renewable Energy Resources Program" is a program administered by the Illinois Environmental Protection Agency, and provides grants, loans, and other incentives to foster investment in and the development and use of renewable energy resources. [20 ILCS 687/6-3(a)]

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 517.110 Nature of Renewable Energy Resources and Coal Technology Development Assistance Charge

- a) Notwithstanding the provisions of Section 16-111 of the Public Utilities Act, each public utility, electric cooperative, as defined in Section 3.4 of the Electric Supplier Act, gas cooperative, and municipal utility, as referenced in Section 3-105 of the Public Utilities Act, that is engaged in the delivery of electricity or the distribution of natural gas within the State of Illinois shall, effective January 1, 1998, assess each of its customer accounts a monthly Renewable Energy Resources and Coal Technology Development Assistance Charge. [20 ILCS 687/6-5(a)]
- ba) The ~~change~~~~charges~~ imposed by this Part shall only apply to customers of municipal electric or gas utilities and electric or gas cooperatives if the municipal electric or gas utility or electric or gas cooperative makes an affirmative decision to impose the charge. If a municipal electric or gas utility or electric or gas cooperative does not assess this charge, its customers shall not be eligible for the Renewable Energy Resources Program. [20 ILCS 687/6-5(e)]~~(Section 6-5(e) of the Renewable Energy, Energy Efficiency, and Coal Resources Development Law of 1997 (see P.A. 90-561))~~
- cb) If a municipal electric or gas utility or an electric or gas cooperative makes an affirmative decision to impose the charge, the municipal electric or gas utility or electric or gas cooperative shall inform the Department of Revenue in writing of such decision when it begins to impose the charge. [20 ILCS 687/6-5(e)]~~If a~~

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~~municipal electric utility or an electric cooperative makes an affirmative decision to impose the charge, such municipal electric utility or electric cooperative shall inform the Department of Revenue in writing of such decision when it begins to impose such charge.~~

- d) A temporary interruption in the delivery of electricity or distribution of natural gas to customers does not mean a public utility, electric or gas cooperative, or municipal utility that collects the charge has ceased to be engaged in the delivery of electricity or the distribution of natural gas. Public utilities, electric or gas cooperatives, and municipal utilities shall continue to collect and remit the charge during temporary interruptions in delivery of electricity or distribution of natural gas.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 517.120 Renewable Energy Resources and Coal Technology Development Assistance Charge Rates

The Renewable Energy Resources and Coal Technology Development Assistance Charge shall be assessed monthly for each customer account as follows:

- a) *\$0.05 per month on each account for residential electric service as defined in Section 517.100 of this Part;*
- b) *\$0.05 per month on each account for residential gas service as defined in Section 517.100 of this Part;*
- c) *\$0.50 per month on each account for non-residential electric service, as defined in Section 517.100 of this Part, which hadtaking less than 10 megawatts of peak demand during the previous calendar year;*
- d) *\$0.50 per month on each account for non-residential gas service, as defined in Section 517.100 of this Part, which had distributed to ittaking less than 4,000,000 therms of gas during the previous calendar year;*
- e) *\$37.50 per month on each account for non-residential electric service, as defined in Section 517.100 of this Part, which hadtaking 10 megawatts or greater of peak demand during the previous calendar year; and*

DEPARTMENT OF REVENUE

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- f) \$37.50 per month on each account for non-residential gas service, as defined in Section 517.100 of this Part ~~which had~~*taking* 4,000,000 or more therms of gas ~~distributed to it~~ during the previous calendar year. ~~[20 ILCS 687/6-5(a)](Section 6-5(a) of the Renewable Energy, Energy Efficiency, and Coal Resources Development Law of 1997 (see P.A. 90-561))~~

(Source: Amended at 50 Ill. Reg. _____, effective _____)

Section 517.130 Renewable Energy Resources and Coal Technology Development Assistance Charge Return

- a) The Renewable Energy Resources and Coal Technology Development Assistance Charge collected shall be paid to the Department of Revenue by the entities assessing this charge with a monthly return due on or before the 20th day of the month following the month in which the Renewable Energy Resources and Coal Technology Development Assistance Charges were collected.
- b) The return required to be filed under subsection (a) of this Section shall be signed and verified and contain all of the following information:
- 1) name of utility or cooperative;
 - 2) address of utility or cooperative;
 - 3) Illinois Business Tax Number, Federal Employer Identification Number, or Registration Number;
 - 4) total number of residential accounts for gas service, electric service, or both upon which the Renewable Energy Resources and Coal Technology Development Assistance Charge was collected;
 - 5) total number of non-residential accounts for gas service ~~which had~~*taking* less than 4 million therms of gas ~~delivered~~ during the previous calendar year upon which the Renewable Energy Resources and Coal Technology Development Assistance Charge was collected;
 - 6) total number of non-residential accounts for gas service ~~which had~~*taking* 4 million or more therms of gas ~~delivered~~ during the previous calendar year upon which the Renewable Energy Resources and Coal Technology

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Development Assistance Charge was collected;

- 7) total number of non-residential accounts for electric service which ~~had~~taking less than 10 megawatts of peak demand during the previous calendar year upon which the Renewable Energy Resources and Coal Technology Development Assistance Charge was collected;
- 8) total number of non-residential accounts for electric service which ~~had~~taking 10 megawatts or greater of peak demand during the previous calendar year upon which the Renewable Energy Resources and Coal Technology Development Assistance Charge was collected; and
- 9) such other information as the Department of Revenue may reasonably require.

(Source: Amended at 50 Ill. Reg. _____, effective _____)

STATE BOARD OF ELECTIONS

NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Miscellaneous
- 2) Code Citation: 26 Ill. Adm. Code 207
- 3) Section Number: 207.140 Adopted Action: Repealed
- 4) Statutory Authority: Implementing Sections 4-33, 5-43, and 6-79 and authorized by Section 1A-8 of the Election Code [10 ILCS 5].
- 5) Effective Date of Rule: October 1, 2026
- 6) Does the rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the Adopted Rule, including any material incorporated, is on file in the Agency's principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 50 Ill. Reg. 8812; July 6, 2026
- 10) Has JCAR issued a Statement of Objection to this rulemaking? No
- 11) Differences between Proposal and Final Version: None
- 12) Have all changes agreed upon by the Agency and JCAR been made as indicated in the agreements issued by JCAR? No changes have been requested or made.
- 13) Will this rule replace an emergency rulemaking currently in effect? No
- 14) Are there any rulemakings pending on this Part? Yes

<u>Section Numbers:</u>	<u>Proposed Actions:</u>	<u>Illinois Register Citations:</u>
207.60	Amendment	50 Ill. Reg. 13367; September 11, 2026
207.70	Repealed	50 Ill. Reg. 13367; September 11, 2026
207.80	Repealed	50 Ill. Reg. 13367; September 11, 2026
207.90	Repealed	50 Ill. Reg. 13367; September 11, 2026
207.100	Repealed	50 Ill. Reg. 13367; September 11, 2026
207.120	Repealed	50 Ill. Reg. 13367; September 11, 2026

STATE BOARD OF ELECTIONS

NOTICE OF ADOPTED AMENDMENT

207.130	Repealed	50 Ill. Reg. 13367; September 11, 2026
207.APPENDIX A	Repealed	50 Ill. Reg. 13367; September 11, 2026

- 15) Summary and Purpose of Rulemaking: This rulemaking is a corresponding change to the adoption of Part 410 of Title 26 (26 Ill. Adm. Code 410; 50 Ill. Reg. 159; January 2, 2026). The Section repealed by this rulemaking is superseded by the new Part 410.
- 16) Information and questions regarding this adopted rulemaking shall be directed to:

H. Poyer
Office of General Counsel
Illinois State Board of Elections
2329 S. MacArthur Blvd.
Springfield, Illinois 62704

(217) 782-4141
GeneralCounsel@elections.il.gov

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

STATE BOARD OF ELECTIONS

NOTICE OF ADOPTED AMENDMENT

TITLE 26: ELECTIONS

CHAPTER I: STATE BOARD OF ELECTIONS

PART 207

MISCELLANEOUS

Section

207.10	Failure to Nominate Candidate
207.20	Notice of Primary Election – County of 500,000 Or More
207.30	Document Copying Fees
207.40	County Clerk Notification to State Board of Elections of Certain Filings for Office
207.50	Deputy Registrars; Definition of Bonafide State Civic Organization
207.60	Chad Removal
207.70	Post Tabulation Testing
207.80	Notation of Straight Party Tickets and of Overvotes and Undervotes by Electronic Voting Systems
207.90	Reporting of Errors in Vote Tabulation Where Electronic Voting Systems Are In Use
207.100	Requirements for Operator's Log
207.110	Requirements for Voter Information Tapes
207.120	Procedures for Election Night Equipment Failure
207.130	Testing Voting Systems
207.140	Certification of Signature Imaging Systems (Repealed)
207.150	Receipt and Dissemination of Absentee Voting Information
207.160	Attendance of Members at Board Meetings other than by Physical Presence
207.170	Definitions
207.180	Candidate Statement Deadlines

207.APPENDIX A Log for Vote Tabulation

207.APPENDIX B VIS Format

AUTHORITY: Implementing Sections 4-8, 5-7, 6-35, 19-4 and 20-4 and authorized by Section 1A-8(9) of the Election Code [10 ILCS 5].

SOURCE: Adopted at 2 Ill. Reg. 25, p. 70, effective July 3, 1978; codified at 6 Ill. Reg. 7219; amended at 6 Ill. Reg. 8976, effective July 12, 1982; amended at 8 Ill. Reg. 24560, effective December 6, 1984; amended at 11 Ill. Reg. 18660, effective October 30, 1987; amended at 15 Ill. Reg. 14427, effective September 27, 1991; amended at 18 Ill. Reg. 14714, effective September

STATE BOARD OF ELECTIONS

NOTICE OF ADOPTED AMENDMENT

9, 1994; amended 20 Ill. Reg. 2634, effective February 10, 1997; amended at 30 Ill. Reg. 16076, effective September 30, 2006; amended at 31 Ill. Reg. 7148, effective May 1, 2007; amended at 35 Ill. Reg. 19292, effective November 15, 2011; amended at 50 Ill. Reg. 5198, effective March 27, 2026; amended at 50 Ill. Reg. 15330, effective October 1, 2026.

Section 207.140 Certification of Signature Imaging Systems (Repealed)

- a) ~~A signature imaging system is a system of computer hardware and software which captures, stores and reproduces an image of a signature from an original document.~~
- b) ~~Except for those signature imaging systems in use by election authorities on November 15, 1996, no signature imaging system may be employed by an election authority unless it is first approved by the State Board of Elections (Board) upon the application of the election authority seeking to employ the system.~~
- c) ~~Each election authority applying to the Board for the certification of a signature imaging system shall make its application in writing and shall represent to the Board that the system it seeks to have certified complies with applicable statutes. Such representation shall be sufficient evidence of compliance for the Board to certify the system.~~
- d) ~~The Board shall, for good cause shown, decertify any system previously certified for use by election authorities.~~
- e) ~~The application, approval, and decertification process shall be in accord with those procedures set out in 26 Ill. Adm. Code 204, Approval of Voting Systems, except that:~~
 - 1) ~~the election authority shall make the application for certification;~~
 - 2) ~~signature imaging systems shall not be required to meet the requirements of 26 Ill. Adm. Code 204.40 for interim or final approval, nothing in 26 Ill. Adm. Code 204 to the contrary withstanding;~~
 - 3) ~~the Board shall accept the representation of the election authority that the system complies with applicable statutes as prima facie evidence that the system does in fact so comply;~~

STATE BOARD OF ELECTIONS

NOTICE OF ADOPTED AMENDMENT

- 4) ~~in the event that the Board determines to test a system in anticipation of decertification, it shall require the election authority to prepare a sample poll list of signature images of voters of the kind intended to be used in the polling place, not to exceed 5% of the precincts in the jurisdiction of the election authority, together with the original documents from which those signature images with the originals; and~~
- 5) ~~The Board shall provide not less than thirty (30) days notice to an election authority prior to testing a certified system and shall not decertify a certified system in the thirty (30) days immediately preceding an election.~~

~~The Board shall prescribe the form of the application and shall publish and make available to election authorities procedural operation criteria that meet the requirements of applicable statutes.~~

- f) ~~Signature imaging systems which are in actual use or under lease or purchase agreement by election authorities on November 15, 1996 shall be deemed to comply with the requirements of this Section.~~

(Source: Repealed at 50 Ill. Reg. 15330, effective October 1, 2026)

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Illinois Controlled Substances Act
- 2) Code Citation: 77 Ill. Adm. Code 3100
- 3) Section Number: 3100.30 Adopted Action: Amendment
- 4) Statutory Authority: Implementing and authorized by the Illinois Controlled Substances Act [720 ILCS 570].
- 5) Effective Date of Rule: October 2, 2026
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the Adopted Rule, including any material incorporated by reference, is on file in the Agency's principal office and is available for public inspection.
- 9) Notice of Proposal published in the *Illinois Register*: 50 Ill. Reg. 1603; January 30, 2026
- 10) Has JCAR issued a Statement of Objections to this rulemaking? No
- 11) Differences between Proposal and Final Version: There were a couple differences between the proposed version and this adopted version of this rule. The differences are as follows:

In Section 3100.30 a) 2), after "training", "for odor detection services" is added to this adopted version.

In Section 3100.30 b) 4), after "canine", "odor detection service" is added to this adopted version.

In Section 3100.30 b) 6), after "provider", "as defined by the Wholesale Drug Distribution Licensing Act [225 ILCS 120]" is added to this adopted version.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENT

- 13) Will this rulemaking replace an emergency rule currently in effect? No
- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This adopted amendment increased fees for controlled substance licenses for pharmacies, third-party logistics providers, registrations to conduct chemical analysis and research, and for canine trainers. This fee increase will maintain the funding of the Pharmacy Disciplinary Fund for an additional 10 years, allowing the Department to hire three new investigators to oversee pharmacies, wholesale distribution centers, and third-party logistics providers across the State.
- 16) Information and questions regarding this adopted rulemaking shall be directed 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

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

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENT

TITLE 77: PUBLIC HEALTH

CHAPTER XV: DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

PART 3100

ILLINOIS CONTROLLED SUBSTANCES ACT

Section

3100.10	Definitions
3100.20	Copies of This Part (Repealed)
3100.30	Renewal Periods and Fees
3100.40	Time and Method of Payment (Repealed)
3100.50	Separate Licensure for Independent Activities
3100.60	Exempted Locations
3100.70	Requirements of Registration (Repealed)
3100.80	Exemption of Agents and Employees: Affiliated Practitioners
3100.85	Application for Mid-Level Practitioner Controlled Substances License
3100.90	Time for Application for Registration: Expiration Date (Repealed)
3100.100	Application Forms (Repealed)
3100.110	Filing of Application: Joint Filings (Repealed)
3100.120	Acceptance for Filing: Defective Applications (Repealed)
3100.130	Additional Information (Repealed)
3100.140	Amendments to and Withdrawal of Applications (Repealed)
3100.150	Certificate of Registration: Denial of Registration (Repealed)
3100.160	Suspension or Revocation of Registration (Repealed)
3100.170	Suspension of Registration Pending Final Order (Repealed)
3100.180	Extension of Registration (Repealed)
3100.190	Hearing Officer (Repealed)
3100.200	Hearings and Notices
3100.210	Procedures for Hearing (Repealed)
3100.220	Hearing – Pursuant to Paragraph 1305(b) (Repealed)
3100.230	Default Disposition of a Contested Case (Repealed)
3100.240	Recording of Testimony (Repealed)
3100.250	Recording of Hearing (Repealed)
3100.260	Rehearing (Repealed)
3100.270	Final Decisions and Orders (Repealed)
3100.280	Modification in Licensure
3100.290	Termination of License
3100.300	Transfer of License
3100.310	Security Requirements Generally

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENT

3100.320	Factors in Evaluating Physical Security Systems
3100.330	Physical Security Controls for Non-Practitioners
3100.340	Physical Security Controls for Practitioners
3100.350	Other Security Controls for Practitioners
3100.360	Record and Inventorying Requirements Generally
3100.370	Persons Entitled to Issue Prescriptions
3100.380	Purpose of Issuance of a Prescription
3100.390	Manner of Issuance of Prescription
3100.400	Requirement of Prescription for Schedule II Controlled Substances
3100.410	Refilling of Prescription
3100.420	Partial Filling of Prescriptions
3100.430	Prescriptions from Out-of-State Practitioners and Exempt Federal Practitioners
3100.440	Authority to Make Inspections
3100.450	Inspections
3100.460	Failure to Comply with Rules
3100.470	Address for Notices (Repealed)
3100.480	Granting Variances
3100.490	Construction of Rules and Regulations (Repealed)
3100.500	Ordering Schedule II Controlled Substances
3100.510	Record Keeping
3100.520	Emergency Medication Kits
3100.530	Transfer Between Pharmacies of Prescription Information for Refill Purposes

AUTHORITY: Implementing and authorized by the Illinois Controlled Substances Act [720 ILCS 570].

SOURCE: Rules and Regulations promulgated for the Administration of the Illinois Controlled Substances Act, effective October 22, 1975; amended at 3 Ill. Reg. 38, p. 277, effective September 20, 1979; amended at 4 Ill. Reg. 46, p. 1297, effective November 5, 1980; amended at 5 Ill. Reg. 3528, effective March 25, 1981; amended at 5 Ill. Reg. 8693, effective August 12, 1981; amended at 6 Ill. Reg. 10015, effective August 5, 1982; codified at 8 Ill. Reg. 543; amended at 8 Ill. Reg. 2498, effective February 9, 1984; amended at 8 Ill. Reg. 16344, effective August 23, 1984; amended at 11 Ill. Reg. 18246, effective October 27, 1987; transferred from Chapter VII, 77 Ill. Adm. Code 1650 (Department of Registration and Education) to Chapter XV, 77 Ill. Adm. Code 3100 (Department of Professional Regulation) pursuant to P.A. 85-225, effective January 1, 1988, at 12 Ill. Reg. 2922; amended at 20 Ill. Reg. 9063, effective July 1, 1996; amended at 24 Ill. Reg. 16672, effective October 27, 2000; emergency amendment at 28 Ill. Reg. 4985, effective March 5, 2004, for a maximum of 150 days; amended at 28 Ill. Reg.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENT

9633, effective June 28, 2004; amended at 39 Ill. Reg. 3656, effective February 27, 2015; amended at 50 Ill. Reg. 15335, effective October 2, 2026.

Section 3100.30 Renewal Periods and Fees

a) Renewal Periods

- 1) Registration/licensure to dispense. Every certificate of registration or license to dispense controlled substances listed in Schedules II through V of the Illinois Controlled Substances Act shall expire on the date the certificate holder's superior professional license expires, as set by the rules for the administration of the applicable professional licensing Act.
- 2) Other controlled substances registrations. Every certificate of registration to conduct instructional activities, to conduct chemical analyses, [research, or canine training for odor detection services](#), and as a manufacturer or wholesale distributor, shall expire on December 31 of each even numbered year.
- 3) The holder of a certificate of registration may renew such certificate during the month preceding the expiration date thereof by paying the required fee.
- 4) It is the responsibility of each registrant to notify the Department of any change of address. Failure to receive a renewal form from the Department shall not constitute an excuse for failure to pay the renewal fee.

b) Fees

- 1) The fee for a certificate of registration to dispense controlled substances listed in Schedules II through V of the Act is ~~\$100~~5. The fee for the renewal of such registration shall be calculated at the rate of ~~\$50~~5 per year.
- 2) The fee for a mid-level practitioner controlled substances license is \$5. The fee for renewal of a license shall be calculated at the rate of \$5 per year.
- 3) The fee for a certificate of registration to conduct instructional activities is

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\$5. The fee for the renewal of such registration shall be calculated at the rate of \$5 per year.

- 4) The fee for a certificate of registration to conduct chemical analyses, conduct research, and canine odor detection service trainers is ~~\$300~~^{\$50}. The fee for the renewal of such registration shall be calculated at the rate of ~~\$150~~^{\$50} per year.
- 5) The fee for a certificate of registration as a manufacturer or wholesale distributor is \$50, except the fee for registration as a manufacturer or wholesale distributor of controlled substances that may be dispensed without a prescription shall be \$15. The fee for the renewal of such registration shall be calculated at the rate of \$50 per year and \$15 per year, respectively.
- 6) The fee for a certificate of registration as a third-party logistics provider as defined by the Wholesale Drug Distribution Licensing Act [225 ILCS 120] is \$100. The fee for renewal of such registration shall be calculated at the rate of \$50 per year.
- ~~7~~6) The fee shall be waived for governmental institutions that manufacture, distribute or dispense controlled substances or engage in chemical analyses or instructional activities.

(Source: Amended at 50 Ill. Reg. 15335, effective October 2, 2026)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED RULE

- 1) Heading of the Part: Deer Removal Permits
- 2) Code Citation: 17 Ill. Adm. Code 526
- 3)

<u>Section Numbers:</u>	<u>Adopted Actions:</u>
526.10	New Section
526.20	New Section
526.30	New Section
526.40	New Section
526.50	New Section
526.60	New Section
526.70	New Section
526.80	New Section
526.90	New Section
526.100	New Section
526.110	New Section
526.120	New Section
526.130	New Section
526.140	New Section
- 4) Statutory Authority: Implementing and authorized by the Wildlife Code. [520 ILCS 5/2.37].
- 5) Effective Date of Rule: September 30, 2026
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the Adopted Rule, including all material incorporated by reference, is on file in the Department of Natural Resources' principal office and is available for public inspection.
- 9) Notice of Proposal Published in the *Illinois Register*: 50 Ill. Reg. 8501; June 22, 2026
- 10) Has JCAR issued a Statement of Objections to this rulemaking? No
- 11) Differences between Proposal and Final Version:

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NOTICE OF ADOPTED RULE

In the Table of Contents, Section 526.140, "Permits" has been changed to "a Deer Removal Permit".

In the Authority, "Section 2.37" has been added after "authorized by".

Section 526.20, in the definition of "Tag", "is to" has been changed to "must".

Section 526.30(b), "DRP, DDAP, or SDAP" has been changed to "permit pursuant to this Part".

Section 526.30(c), "listed" has been added after "shooters" and "a" has been added after "on".

Section 526.30(d), has been changed to read: "DRPs, DDAPs and SDRPs are not transferable."

Section 526.40(a)(2)(A), "their" has been changed to "the applicant's".

Section 526.40(c), "meet the requirements to" has been deleted after "Individuals"; and "SDRP" has been changed to "SDRPs"; "to inform them" was deleted after "year".

Section 526.50(a)(2), "will allow" has been changed to "allows":

Section 526.50(a)(3) and (4), "will be valid" has been changed to "is valid"

Section 526.50(a)(5), "will allow" has been changed to "allows"; "and tenants" has been added after "landowner"; "a" has been added before the word "permit" and "under this Part" has been added after "issued"; "tenants" has been changed to "tenant".

Section 526.50(a)(5)(B), "obtained at <https://www.exploremoreil.com>" has been added after "Number".

Section 526.50(a)(6), (8), (9) and (11), "will not allow" has been changed to "prohibits".

Section 526.50(6), "as set out in 17 Ill. Adm. Code 650, 660, 670, 675 and 680 has been added after "seasons".

Section 526.50(a)(7), "will" has been changed to "does" and "under a DRP" has been deleted.

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Section 526.50(a)(8), "that are used to feed wildlife of any kind" has been added after "plantings".

Section 526.50(a)(10), "only" has been changed to lower case and "other than" has been deleted; "where" has been added after "damage or" and "; and" has been changed to a period.

Section 526.50(12) has been deleted.

Section 526.50(b)(1), "are only" has been added after "DDAPs that".

Section 526.50(b)(1)(A), "are only" has been deleted; "years'" has been changed to "year's" and "seasons" has been changed to "season".

Section 526.50(b)(1)(B), "are only to be used" has been changed to "valid".

Section 526.50(b)(1)(C), "authorized" has been changed to "valid".

Section 526.50(c), "seasons" has been changed to "season".

Section 526.50(c)(1)(H), delete the comma and add an open paren after the word "tenant"; at the end of the statutory cite, change "; and" to close paren and a period.

Section 526.50(c)(1)(I) has been deleted.

Section 526.60(a)(1), "their" has been changed to "complainant's" and "5" has been changed to "five business days after".

Section 526.60(a)(2) and (3), "their" has been changed to "complainant's".

Section 526.60(a)(3), "as determined by the Department" has been added after "concern" and "5" has been changed to "five".

Section 526.60(a)(4), new subsection has been added as follows:

- "4) DRPs will be issued by the Department within five days of completion of the review as required in subsection (a) and if the requirements of this Part are met."

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Section 526.60(b)(1), "years" has been changed to "year's".

Section 526.60(b)(2), "DDAP's" has been changed to "DDAPs".

Section 526.70(a), "will be evaluated using the following criteria" has been added after the word "damage".

Section 526.70(a)(1), "justified" has been changed to "issued"; "being" has been added before "eaten".

Section 526.70(a)(2), "justified" has been changed to "issued".

Section 526.70(a)(3), "paragraph" was changed to "subsection (a)(3)".

Section 526.70(a)(7), "the landowner has attempted" has been changed to "after the landowner attempts"; "addition and" has been added after "through the"; "uses" has been changed to "use of".

Section 526.70(a)(8), "percent" after "<70" has been changed to the symbol; "In the latter case" has been deleted before "DRPs".

Section 526.70(a)(9), quotes marks have been removed from "truck farms"; "5" has been changed to "five".

Section 526.70(b)(2), the open paren has been changed to a comma and the closed paren has been deleted.

Section 526.80(a), "and permissions" has been added after "restrictions".

Section 526.80(a)(1), the hyphen before "gauge" has been deleted.

Section 526.80(a)(2)(F), "shall" has been changed to "intends to" after the word "shooter".

Section 526.90, new subsection (a) has been added to read:

- "a) *Whenever possible, the specimens destroyed shall be given to a bona fide public or State scientific, educational, or zoological institution.* [520 ILCS 5/2.37]

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Section 526.90(a), subsection label has been changed to "b)" and "Carcasses" has been changed to "when subsection (a) is not possible, carcasses".

Section 526.90(b) and (c), the subsection labels has been changed to "c)" and "d)" respectively.

Section 526.100(a)(1), "approximate" has been added before "age of each deer".

Section 526.100(b), "is subject to" has been changed to "must be done in the same manner as required by".

Section 526.100(c), "approximate" has been added before "age".

Section 526.110(b), "years"" has been changed to "year's"; and "seasons" has been changed to "season".

Section 526.130(a) and (b), "DRPs" has been changed to "DRP applications".

Section 526.130(d), "≥" has been changed to "all DDAPs, with a minimum of"; "seasons" has been changed to "season".

Section 526.130(e), "A DRP, DDAP or SDRP" has been changed to "A permit issued under this Part".

Section 526.130(e)(1), "previous" has been changed to "previously".

Section 526.130(e)(2), "the landowners or tenants that is" has been deleted at the beginning of the sentence.

Section 526.130(e)(3) has been relabeled to "f"; after the word ""pursuant to a", "DRP, DDAP, or SDRP" has been changed to read "permit issued pursuant to this Part".

Section 526.140, Heading, is now "Renewal of a Deer Removal Permit".

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? Yes
- 13) Will this rulemaking replace an emergency rule currently in effect? No

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- 14) Are there any rulemakings pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part has been proposed pursuant to P.A. 104-361, to govern the taking, possession, transport and disposition of individual white-tailed deer that are causing damage to property or a risk to human safety. Activities authorized by the permits are governed by the Wildlife Code.
- 16) Information and questions regarding this adopted rulemaking shall be directed to:

John Fischer, Legal Counsel
Department of Natural Resources
One Natural Resources Way
Springfield IL 62702-1271

217-782-1809
dnr.rules@illinois.gov

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

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF ADOPTED RULE

TITLE 17: CONSERVATION
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES
SUBCHAPTER b: FISH AND WILDLIFEPART 526
DEER REMOVAL PERMITS

Section

526.10	Purpose
526.20	Definitions
526.30	General Provisions
526.40	Application Process for Permits
526.50	Procedures and Criteria for Issuance of Permits
526.60	Timeline for Issuance of Permits
526.70	Evaluation of Damage
526.80	Approved Methods of Take: White-tailed Deer
526.90	Disposition of Remains
526.100	Reporting
526.110	Permit Fees
526.120	Revocation and Suspension of Permits
526.130	Denial of Permits
526.140	Renewal of a Deer Removal Permit

AUTHORITY: Implementing and authorized by Section 2.37 the Wildlife Code. [520 ILCS 5/2.37]

SOURCE: Adopted at 50 Ill. Reg. 15341, effective September 30, 2026.

Section 526.10 Purpose

This Part has been established to govern the taking, possession, transport and disposition of individual white-tailed deer that are causing damage to property or a risk to human safety. Activities authorized by these permits are governed solely by Sections 2.37 and 2.38 of the Wildlife Code [520 ILCS 5] and this Part.

Section 526.20 Definitions

"Code" means the Wildlife Code [520 ILCS 5].

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"Deer Damage Abatement Permit" or "DDAP" means a permit available for purchase by a:

landowner;

tenant; or

individual designated by the landowner or tenant and listed as shooters on the associated Deer Removal Permit;

and is issued after a landowner or tenant was issued a Deer Removal Permit to remove deer causing damage and filled at least 50% of the tags issued under the Deer Removal Permit.

"Deer Removal Permit" or "DRP" means a permit issued for the removal of individual deer to assist in reducing damage caused by deer or risks posed by deer to human safety. The primary purpose of a DRP is to provide some measure of relief from an immediate, ongoing problem, not to control deer numbers.

"Department" means Department of Natural Resources.

"Lighting Device" means any device that uses light, infrared or other light not visible to the naked eye, electronic image intensifications, active illumination, thermal imaging, or night vision.

"Statewide Deer Hunting Season" means, for purposes of this Part only, deer hunting that is allowed by the Code pursuant to a permit issued by the Department for the timeframe listed on the permit.

"Supplemental Deer Removal Permit" or "SDRP" means a permit issued proactively for the removal of individual deer to minimize damage as soon as it occurs, provided that the landowner or tenant was issued a DRP the previous calendar year, qualified for and purchased DDAPs, and filled at least 80% of DDAPs during the previous statewide deer hunting seasons on the property for which the associated DRP was issued.

"Tag" means the documentation issued by the Department that must be attached to a deer that has been taken pursuant to a DRP, DDAP, or SDRP.

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"Take" has the same meaning as defined in the Code.

"Truck Farm" means a small-scale agricultural business dedicated to growing crops, including, but not limited to, vegetables, fruits, and flowers that are primarily to be sold directly to local consumers, grocery stores and restaurants.

Section 526.30 General Provisions

- a) All permits issued under this Part, or an electronic/digital copy of any permit issued pursuant to this Part, must be carried on the person at all times when taking or transporting deer and be presented, upon request, to any authorized employee of the Department or any peace officer.
- b) No person may be issued a permit pursuant to this Part, or engage in any deer removal pursuant to this Part or the Code, if that person's privileges to hunt are suspended or revoked pursuant to the Code.
- c) Designated shooters listed on a DRP, DDAP, and SDRP must have a valid Illinois Firearm Owner Identification (FOID) card unless exempted by law.
- d) DRPs, DDAPs and SDRPs are not transferable.
- e) All persons taking deer pursuant to a permit issued under this Part shall have purchased a habitat stamp from the Department as required under Section 3.1 of the Code.

Section 526.40 Application Process for Permits

- a) Deer Removal Permits
 - 1) The applicant must be an owner or tenant on the land in which the damage or risk to human safety is occurring.
 - 2) Application for a DRP shall be made on forms provided by the Department.
 - A) The applicant shall provide the applicant's:
 - i) name;

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- ii) home address;
 - iii) phone number;
 - iv) date of birth;
 - v) county and legal description of the property where damage is occurring or where there is a risk to human safety;
 - vi) total property acreage and acreage impacted by deer damage or risk to human safety; and
 - vii) photos documenting the deer damage. This photo requirement does not apply for proof of risk to human safety, unless required by the Department.
- B) The applicant shall provide the following information for anyone listed as a designated shooter:
- i) name;
 - ii) home address;
 - iii) phone number; and
 - iv) date of birth.
- C) The applicant must list the Department Customer Identification Number for themselves and the Department Customer Identification Number for any designated shooter listed on the DRP application.
- b) **Deer Damage Abatement Permit**
There is no application process for DDAPs. Individuals that qualify for DDAPs will be notified by the Department prior to each year's statewide deer hunting seasons that permits are available for purchase at a license vendor.
- c) **Supplemental Deer Removal Permits**

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There is no application process for SDRPs. Individuals that qualify for SDRPs will be notified by the Department by June 1 of each year that a permit is ready to be issued. Upon receiving the notification, the individual may claim the permit through the Department's online DRP permitting system.

Section 526.50 Procedures and Criteria for Issuance of Permits

a) Deer Removal Permits

The issuance of DRPs to remove deer causing damage or risk to human safety are subject to the following restrictions. A DRP:

- 1) shall not be issued unless there has been confirmation of damage or risk to human safety by the Department pursuant to this Part;
- 2) allows the removal of 10 deer for damage or 30 deer for risk to human safety;
- 3) is valid for up to 30 days for deer causing damage;
- 4) is valid until December 31 of the year the DRP is issued for deer causing risk to human safety;
- 5) allows landowners and tenants to designate up to 10 other individuals as shooters to take deer authorized under a permit issued under this Part to that landowner and tenant. Designated shooters must:
 - A) have a valid Firearm Owner Identification Card (FOID), unless exempted by law;
 - B) have a Department Customer Identification Number obtained at <https://www.exploremoreil.com>; and
 - C) not have suspended or revoked hunting privileges pursuant to the Code.
- 6) prohibits the removal of deer during or between the regular firearm deer seasons as set out in 17 Ill. Adm. Code 650, 660, 670, 675 and 680, except in counties closed to such, under a DRP for deer causing damage;

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- 7) does not allow baiting for deer causing damage;
 - 8) prohibits the removal of deer that damage wildlife food plots and plantings that are used to feed wildlife of any kind;
 - 9) prohibits the removal of deer as a form of compensation or as a substitute for obtaining deer permits (DRPs will only be issued at the time damage is occurring);
 - 10) only provides access to property listed on the application, that is confirmed to have damage or where there is a risk to human safety, and is owned by the applicant or the applicant is a tenant of the land;
 - 11) prohibits the discharge of a firearm within 300 yards of an inhabited dwelling without first obtaining written permission from the owner or tenant (see 520 ILCS 5/2.33(u)).
- b) Deer Damage Abatement Permits
- 1) A landowner or tenant, who was issued a DRP to remove deer causing damage, including any designated shooter on the DRP, is eligible to purchase DDAPs that are only:
 - A) valid during the same year's statewide deer hunting season and are subject to the restrictions listed pursuant to the Code for the statewide deer hunting season and method of take authorized for that season;
 - B) valid on the property for which the associated DRP was issued, if at least 50% of the tags issued under the DRP were filled; and
 - C) valid for the take of antlerless-only deer.
 - 2) Anyone that is taking a deer under a DDAP, unless exempted by the Code, shall have in their possession a valid Illinois hunting license.
- c) Supplemental Deer Removal Permits
- A landowner or tenant, who was issued a DRP to remove deer causing damage, and satisfied the requirement to become eligible for DDAPs that were valid

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during the same year's statewide deer hunting season for the issued DDAP, and between the landowner or tenant and all designated shooters, filled at least 80% of DDAPs, with a minimum of 10 DDAPs being purchased, shall become automatically eligible for a SDRP.

- 1) The issuance of SDRPs to remove deer causing damage shall:
 - A) allow the removal of up to 10 deer;
 - B) be valid between June 1 through September 15 of the calendar year following the issuance of the DDAP;
 - C) only allow the removal of deer on the same property as specified on the associated Deer Removal Permit;
 - D) not allow baiting;
 - E) not allow the removal of deer that damage wildlife food plots and plantings;
 - F) not allow the removal of deer as a form of compensation or as a substitute for obtaining deer permits;
 - G) not allow access to property other than listed on the associated DRP;
 - H) not allow the discharge of a firearm within 300 yards of an inhabited dwelling without first obtaining written permission from the owner or tenant (see 520 ILCS 5/2.33(u)).
- d) *It shall be unlawful for any person to take or attempt to take wild birds or wild mammals along, upon, across, or from any public right-of-way or highway in the State. [520 ILCS 5/2.31]*

Section 526.60 Timeline for Issuance of Permits

- a) Deer Removal Permits

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- 1) Upon receiving a request for a permit, the Department shall assess the damage or risk to human safety complaint in cooperation with the complainant or complainant's representative within five business days after receipt of the complaint, or at a time mutually agreed upon by the complainant or their representative and the Department.
 - 2) The Department shall not be required to make an assessment if the complainant or complainant's representative cannot meet or provide the necessary information as required by this Part.
 - 3) In cases where the risk to human safety is an immediate concern as determined by the Department, the Department shall immediately issue a preliminary approval authorizing the take of deer posing the risk to human safety. The Department will then follow up with an assessment of the risk to human safety in cooperation with the complainant or complainant's representative and a written permit within five business days or at a time mutually agreed upon by the complainant or complainant's representative and the Department.
 - 4) DRPs will be issued by the Department within five days of completion of the review as required in subsection (a) if the requirements of this Part are met.
- b) Deer Damage Abatement Permits
- 1) Landowners or tenants who, between themselves and their designated shooters, successfully fill at least 50% of the tags from their Deer Removal Permit, and submit a completed disposition report no later than August 31 of the year the DRP is issued, are eligible to purchase Deer Damage Abatement Permits for use during the same year's statewide deer hunting season.
 - 2) Deer Damage Abatement Permits will become available for purchase on October 1 over-the-counter (OTC) from license vendors for a fee of \$10 for each permit. The applicant of the DRP and all designated shooters listed on the DRP may purchase these permits without limit. A total of at least 10 DDAPs must be purchased per property listed on the DRP in order to be eligible for a SDRP along with the requirements of subsection (c).

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- c) Supplemental Deer Removal Permits
Landowners or tenants who, between themselves and their designated shooters, successfully fill at least 80% of their DDAPs issued to all persons listed on the DRP will automatically become eligible to receive a SDRP in the following calendar year for use during a period beginning June 1 and ending September 15.

Section 526.70 Evaluation of Damage

- a) Deer Removal Permits. Permits to remove deer causing damage will be evaluated using the following criteria:
- 1) Soybeans – DRPs will not be issued when damage is limited to plants within 5m (15 ft.) of a field edge. DRPs may be issued when 67-100% of the leaves are eaten from young plants (35-40 days post-emergent) outside the 5-meter border.
 - 2) Corn – DRPs will not be issued when damage is limited to plants within 5m (15 ft.) of a field edge. DRPs may be issued when >5% of the plants (in an individual field) are destroyed outside the 5-meter border.
 - 3) Tree nurseries, orchards, and Christmas tree farms – DRPs will not be issued for fields less than 10 acres in size unless to augment other techniques (such as fencing, deterrents, or repellents) already in use. DRPs may be issued when at least 10% of a specific species of seedling, whip or sapling trees <2" diameter at breast height (4.5 feet above ground level) within a field is damaged. Damage to larger stock entails greater loss or cost per tree damaged; therefore the 10% required of this subsection (a)(3) does not apply.
 - 4) Baled hay – DRPs will not be issued for damage to baled hay. Damage to baled hay can be alleviated by centralizing bales and protecting by electric fence.
 - 5) Wildlife food plots – DRPs will not be issued for damage to wildlife food plots. Food plots are planted for the purpose of feeding wildlife.

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- 6) Ornamental plantings – DRPs will not be issued for browsing or rubbing of ornamental plants unless to augment other techniques (such as fencing, deterrents, or repellents) already in use.
 - 7) Fencing – DRPs will not be issued for fencing knocked down by deer until after the landowner attempts to alleviate the problem through the addition and installation of colored electric vinyl fencing, or use of highly-visible flagging on the section of fence being damaged.
 - 8) Reforestation/restoration plots, conservation reserve acres, and other natural areas – DRPs will not be issued for deer-related damage to naturally occurring/regenerating trees. Often the source of damage in these situations is due to a localized overabundance of deer. Planting trees or other plants in areas known to be occupied by deer necessitates other forms of damage abatement be implemented at the time of planting/seeding (e.g., tree shelters, fencing or other forms of exclusion) as well as increasing hunter access and harvest of does. However, if seedling survival of planted trees is reduced to <70% stocking rate, then a DRP may be issued to augment other forms of damage abatement. DRPs will not be issued during, or between, regular firearm deer seasons nor during the first part of the archery deer season (i.e., prior to the first firearm season) unless antler-rubbing damage is the primary reason for the tree seedling mortality.
 - 9) Other crops (small grains, including winter wheat), hay, specialty crops (strawberries, melons, pumpkins, etc.), including family garden plots and truck farms – DRPs will not be issued for plots less than five acres in size and not if damage is mostly limited to field perimeters or along access roads unless to augment other techniques (such as fencing, deterrents or repellents) already in use. DRPs may be issued to reduce damage to winter wheat only in the spring after the early jointing stage (when growing points ("joints") or nodes are above the soil surface).
- b) Permits to remove deer posing a risk to human safety.
- 1) Airports – when human safety is an immediate concern (such as with deer on runways), a DRP will be issued immediately, followed up by a site inspection and the written permit. However, since issues with deer on airport runways or taxiways can be sporadic, but require an immediate

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response, airports are eligible for DRPs even when only the potential for risk to human safety exists.

- 2) Other risks to human safety – when human safety is an immediate concern, a DRP will be issued immediately, followed up by a site inspection and the written permit. When the risk to human safety is not an immediate concern, each situation will be evaluated on a case-by-case basis to determine whether a permit is warranted and for what duration and number of deer.

Section 526.80 Approved Methods of Take: White-tailed Deer

- a) Deer Removal Permits and Supplemental Deer Removal Permits.
Firearm or lighting device use under a DRP or SDRP is subject to the following restrictions and permissions:
 - 1) Only rifles .243 caliber and larger or 10-20 gauge shotguns with slugs, may be used to take deer under a DRP or SDRP. Rifles and shotguns with slugs may not be used within 300 yards of an inhabited dwelling without first obtaining written permission from the owner or tenant (see 520 ILCS 5/2.33(u)).
 - 2) Shining, or the use of artificial light from a vehicle while actively attempting to take deer, as well as the use of a lighting device is allowed while removing deer pursuant to a DRP or SDRP that has been issued for damage and is subject to the following restrictions:
 - A) Allowing the use of a lighting device is at the discretion of the Department. Such authorization will be listed on the DRP or SDRP if such use is authorized by the Department.
 - B) When using a lighting device from a vehicle or conveyance, all firearms must be unloaded and enclosed in a case. (See 520 ILCS 5/2.33(n)).
 - C) Lighting device use may not occur from public roads or rights-of-way.

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- D) When shooting with the use of a lighting device, the shooter must be entirely outside any vehicle or conveyance.
 - E) Use of a lighting device may take place as authorized on the permit issued by the Department.
 - F) Authorization for the use of a lighting device does not become effective until the permittee notifies the Illinois Conservation Police Officer listed on the permit and the County Sheriff's office for the county where the permit activities are to occur. Initial contact with the Illinois Conservation Police and the local County Sheriff's office shall occur no less than 72 hours before the initial use of a lighting device used pursuant to a DRP or SDRP. The permittee must notify the Illinois Conservation Police and the local County Sheriff's office no less than 2 hours prior that the permittee or designated shooter intends to use a lighting device pursuant to a permit issued under this Part.
- 3) For DRPs issued for the removal of deer for risk to human safety by a governmental body, the method of take, use of vehicles or conveyances, and the use of any lighting device shall be authorized only as indicated on the permit issued by the Department.
- b) Deer Damage Abatement Permits
Approved methods of take for DDAPs is subject to those methods authorized under 17 Ill. Adm. Code 650, 660, 670, 675, 680 and 685.
 - c) The use of any unmanned aircraft or drones for any aspect of scouting, taking, recovery or collection of deer is not authorized under a permit issued pursuant to this Part.

Section 526.90 Disposition of Remains

- a) *Whenever possible, the specimens destroyed shall be given to a bona fide public or State scientific, educational, or zoological institution. [520 ILCS 5/2.37]*
- b) When subsection (a) is not possible, carcasses of all deer taken under authority of this Part must be used for human consumption or disposed of in accordance with

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the Animal Mortality Act [225 ILCS 610] and the Illinois Dead Animal Disposal Act (8 Ill. Adm. Code 90).

- c) Deer parts (i.e., hides, antlers, and other inedible parts) other than the meat used for personal consumption must be disposed of following the guidelines of the Animal Mortality Act [225 ILCS 610] and the Illinois Dead Animal Disposal Act (8 Ill. Adm. Code 90). No antlers may be retained from any deer taken under a permit issued pursuant to this Part.
- d) Deer, deer parts and deer by-products taken under authority of this Part may not be sold, offered for sale, bartered or shipped for the purpose of sale or barter.

Section 526.100 Reporting

- a) Deer Removal Permits
 - 1) A report containing the permittee's name, permit number, date of each deer taken, approximate age of each deer taken, sex of each deer taken, tag number of each deer taken, a photo of each deer taken, and the disposition of each carcass must be submitted, on a form provided by the Department, within 10 days after permit expiration and before renewal permits will be issued.
 - 2) Landowners or tenants must submit the completed disposition report in compliance with subsection (a)(1) to the Department no later than August 31 to be eligible for Deer Damage Abatement Permits.
- b) Deer Damage Abatement Permits. Reporting of take for DDAPs must be done in the same manner as required by 17 Ill. Adm. Code 650, 660, 670, 675, 680 and 685.
- c) Supplemental Deer Removal Permits. A report containing the permittee's name, permit number, date of each deer taken, approximate age of each deer taken, sex of each deer taken, tag number of each deer taken, a photo of each deer taken, and the disposition of each carcass must be submitted to the Department on a form provided by the Department, within 10 days of permit expiration.

Section 526.110 Permit Fees

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- a) There is no cost to the landowner or tenant for DRPs and SDRPs.
- b) Landowner or tenant and individuals designated as shooters may purchase DDAPs for \$10 per permit, to be valid during the same year's statewide deer hunting season, on the property for which the associated DRP was issued.

Section 526.120 Revocation and Suspension of Permits

In accordance with Sections 2.38 and 3.36 of the Code, failure to comply with the Code, federal regulations or this Part shall result in suspension or revocation of any permit issued under this Part. Revocation or suspension under this Part shall be governed by 17 Ill. Adm. Code 2530.

Section 526.130 Denial of Permits

- a) DRP applications to remove deer causing damage will be denied if there is no evidence of damage caused by deer, or if existing damage does not meet the criteria listed in Section 526.70.
- b) DRP applications to remove deer posing a risk to human safety will be denied if there is no evidence, or potential, of a risk to human safety caused by deer.
- c) DDAPs will be denied if the landowner or tenant, and designated shooters, did not fill at least 50% of the tags on the associated DRP issued for deer causing damage.
- d) SDRPs will be denied if the landowner or tenant, and designated shooters, did not fill at least 80% of all DDAPs, with a minimum of 10 DDAPs for use during the previous statewide deer hunting season on the property for which the associated DRP was issued.
- e) A permit issued under this Part will be denied if:
 - 1) the landowner or tenant fails to submit a completed disposition report form for their previously issued DRP, DDAP, or SDRP permit. This prohibition will be removed upon the filling of such report in accordance with this Part.
 - 2) the applicant for a DRP, is found guilty of, plead guilty to, or received court supervision for violating the Wildlife Code while carrying out the

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provisions of a DRP, DDAP, or SDRP and will be ineligible to receive a DRP, DDAP, or SDRP for a period of one year from the date of plea or finding.

- f) Individuals found guilty of, plead guilty to, or received court supervision for a violation of the Code or administrative rule issued pursuant to the Code while removing or attempting to remove deer pursuant to a permit issued pursuant to this Part will be ineligible to serve as a designated shooter for a period of five years from the date of plea or finding.

Section 526.140 Renewal of a Deer Removal Permit

- a) Permits to remove deer causing damage.
 - 1) A landowner or tenant who was issued a DRP for deer causing damage, filled all the tags or the permit expired, and is still experiencing damage, may request to renew the permit when submitting to the Department the disposition report from the completed, or expired DRP.
 - 2) DRPs for deer causing damage may be renewed up to two times per calendar year.
- b) Permits to remove deer posing a risk to human safety.
 - 1) A landowner or tenant who was issued a DRP for deer posing a risk to human safety, filled all the tags or the permit expired, may request to renew the permit when submitting to the Department the disposition report from the completed, or expired DRP.
 - 2) DRPs for deer posing a risk to human safety may be renewed as often as needed during the calendar year.

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- 1) Heading of the Part: Medical Assistance Programs
- 2) Code Citation: 89 Ill. Adm. Code 120
- 3) Section Number: 120.310 Emergency Action: Amendment
- 4) Statutory Authority: Implementing Articles III, IV, V and VI and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5] and implementing the federal Deficit Reduction Act of 2005.
- 5) Effective Date of Rule: October 1, 2026
- 6) If this emergency rulemaking is to expire before the end of the 150-day period, please specify the date on which they are to expire: The emergency rulemaking will not expire before the end of the 150-day period.
- 7) Date Filed with the Index Department: September 29, 2026
- 8) A copy of the Emergency Rule, including any material incorporated by reference, is on file in the Agency's principal office and is available for public inspection.
- 9) Reason for Emergency: This emergency rulemaking pursuant to Public Law 119-21 (and known as "H.R.1" or the "One Big Beautiful Bill Act"), and in accordance with State Health Official Letter #26-001 RE: Implementation of Section 71109 "Alien Medicaid Eligibility" of the Working Families Tax Cut Legislation (Public Law 119-21), all state Medicaid agencies are mandated to amend their rules on noncitizen eligibility to Medicaid coverage to reflect changes required under sections 1903(v)(5) and 2107(e)(1)(R) of the Social Security Act, as added and amended, respectively, by section 71109 of the "Working Families Tax Cut" legislation, effective October 1, 2026.
- 10) A Complete Description of the Subject and Issues Involved: This emergency rulemaking pursuant to Public Law 119-21 (and known as "H.R.1" or the "One Big Beautiful Bill Act"), and in accordance with State Health Official Letter #26-001 RE: Implementation of Section 71109 "Alien Medicaid Eligibility" of the Working Families Tax Cut Legislation (Public Law 119-21), amends the current rules on noncitizen eligibility to Medicaid coverage to reflect changes required under sections 1903(v)(5) and 2107(e)(1)(R) of the Social Security Act, as added and amended, respectively, by section 71109 of the "Working Families Tax Cut" legislation, effective October 1, 2026.

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- 11) Are there any other rulemakings pending on this Part? Yes

<u>Section Numbers:</u>	<u>Proposed Actions:</u>	<u>Illinois Register Citations:</u>
120.324	Amendment	50 Ill. Reg. 5260; April 17, 2026
120.11	Amendment	50 Ill. Reg. 7614; June 5, 2026
120.31	Amendment	50 Ill. Reg. 7614; June 5, 2026
120.64	Amendment	50 Ill. Reg. 7614; June 5, 2026
120.392	Amendment	50 Ill. Reg. 7614; June 5, 2026
120.580	New Section	50 Ill. Reg. 7614; June 5, 2026
120.310	Amendment	50 Ill. Reg. 12021; August 21, 2026

- 12) Statement of Statewide Policy Objective: This rulemaking will not create or expand a State mandate.

- 13) Information and questions regarding this emergency rulemaking shall be directed to:

Chris Gange
Acting 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

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

DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

NOTICE OF EMERGENCY AMENDMENT

TITLE 89: SOCIAL SERVICES

CHAPTER I: DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES

SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 120

MEDICAL ASSISTANCE PROGRAMS

SUBPART A: GENERAL PROVISIONS

Section

120.1 Incorporation By Reference

SUBPART B: ASSISTANCE STANDARDS

Section

120.10 Eligibility for Medical Assistance
120.11 Eligibility for Pregnant Women and Children
120.12 Healthy Start – Medicaid Presumptive Eligibility for Pregnant Women (Repealed)
120.14 Presumptive Eligibility for Children (Repealed)
120.20 MANG(AABD) Income Standard
120.30 MANG(C) Income Standard
120.31 MANG(P) Income Standard
120.32 FamilyCare Assist
120.34 FamilyCare Share and FamilyCare Premium Level 1 (Repealed)
120.40 Exceptions To Use Of MANG Income Standard MANG (AABD) (Repealed)
120.50 AMI Income Standard (Repealed)

SUBPART C: FINANCIAL ELIGIBILITY DETERMINATION

Section

120.60 Community Cases
120.61 Long Term Care
120.62 Department of Mental Health and Developmental Disabilities (DMHDD)
Approved Home and Community Based Residential Settings Under 89 Ill. Adm.
Code 140.643 (Repealed)
120.63 Department of Mental Health and Developmental Disabilities (DMHDD)
Approved Home and Community Based Residential Settings (Repealed)
120.64 Determination of Eligibility for Cases Subject to Modified Adjusted Gross
Income (MAGI) Methodology

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- 120.65 Department of Mental Health and Developmental Disabilities (DMHDD)
Licensed Community-Integrated Living Arrangements (Repealed)
- 120.66 Medicaid Presumptive Eligibility for Pregnant Women
- 120.67 Presumptive Eligibility for Children
- 120.68 Hospital Presumptive Eligibility (HPE) under the Affordable Care Act

SUBPART D: MEDICARE PREMIUMS

Section

- 120.70 Supplementary Medical Insurance Benefits (SMIB) Buy-In Program
- 120.72 Eligibility for Medicare Cost Sharing as a Qualified Medicare Beneficiary (QMB)
- 120.73 Eligibility for Payment of Medicare Part B Premiums for Specified Low-Income
Medicare Beneficiaries (SLIBs) and Qualified Individuals-1 (QI-1)
- 120.74 Qualified Medicare Beneficiary (QMB) Income Standard
- 120.75 Specified Low-Income Medicare Beneficiaries (SLIBs) and Qualified
Individuals-1 (QI-1) Income Standards
- 120.76 Hospital Insurance Benefits (HIB)

SUBPART E: RECIPIENT RESTRICTION PROGRAM

Section

- 120.80 Recipient Restriction Program

SUBPART F: MIGRANT MEDICAL PROGRAM

Section

- 120.90 Migrant Medical Program (Repealed)
- 120.91 Income Standards (Repealed)

SUBPART G: AID TO THE MEDICALLY INDIGENT

Section

- 120.200 Elimination Of Aid To The Medically Indigent
- 120.208 Client Cooperation (Repealed)
- 120.210 Citizenship (Repealed)
- 120.211 Residence (Repealed)
- 120.212 Age (Repealed)
- 120.215 Relationship (Repealed)
- 120.216 Living Arrangement (Repealed)

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120.217	Supplemental Payments (Repealed)
120.218	Institutional Status (Repealed)
120.224	Foster Care Program (Repealed)
120.225	Social Security Numbers (Repealed)
120.230	Unearned Income (Repealed)
120.235	Exempt Unearned Income (Repealed)
120.236	Education Benefits (Repealed)
120.240	Unearned Income In-Kind (Repealed)
120.245	Earmarked Income (Repealed)
120.250	Lump Sum Payments and Income Tax Refunds (Repealed)
120.255	Protected Income (Repealed)
120.260	Earned Income (Repealed)
120.261	Budgeting Earned Income (Repealed)
120.262	Exempt Earned Income (Repealed)
120.270	Recognized Employment Expenses (Repealed)
120.271	Income From Work/Study/Training Program (Repealed)
120.272	Earned Income From Self-Employment (Repealed)
120.273	Earned Income From Roomer and Boarder (Repealed)
120.275	Earned Income In-Kind (Repealed)
120.276	Payments from the Illinois Department of Children and Family Services (Repealed)
120.280	Assets (Repealed)
120.281	Exempt Assets (Repealed)
120.282	Asset Disregards (Repealed)
120.283	Deferral of Consideration of Assets (Repealed)
120.284	Spend-down of Assets (AMI) (Repealed)
120.285	Property Transfers (Repealed)
120.290	Persons Who May Be Included in the Assistance Unit (Repealed)
120.295	Payment Levels for AMI (Repealed)

SUBPART H: MEDICAL ASSISTANCE – NO GRANT (MANG) ELIGIBILITY FACTORS

Section	
120.308	Client Cooperation
120.309	Caretaker Relative
120.310	Citizenship
<u>EMERGENCY</u>	
120.311	Residence
120.312	Age

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120.313	Blind
120.314	Disabled
120.315	Relationship
120.316	Living Arrangement
120.317	Supplemental Payments
120.318	Institutional Status
120.319	Assignment of Rights to Medical Support and Collection of Payment
120.320	Cooperation in Establishing Paternity and Obtaining Medical Support
120.321	Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support
120.322	Proof of Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support
120.323	Suspension of Paternity Establishment and Obtaining Medical Support Upon Finding Good Cause
120.324	Health Insurance Premium Payment (HIPP) Program
120.325	Health Insurance Premium Payment (HIPP) Pilot Program
120.326	Foster Care Program
120.327	Social Security Numbers
120.328	Compliance with Employment and Work Activity Requirements (Suspended; Repealed)
120.329	Compliance with Non-Economic Eligibility Requirements of Article IV (Suspended; Repealed)
120.330	Unearned Income
120.332	Budgeting Unearned Income
120.335	Exempt Unearned Income
120.336	Education Benefits
120.338	Incentive Allowance
120.340	Unearned Income In-Kind
120.342	Child Support and Spousal Maintenance Payments
120.345	Earmarked Income
120.346	Medicaid Qualifying Trusts
120.347	Treatment of Trusts and Annuities
120.350	Lump Sum Payments and Income Tax Refunds
120.355	Protected Income
120.360	Earned Income
120.361	Budgeting Earned Income
120.362	Exempt Earned Income
120.363	Earned Income Disregard – MANG(C)
120.364	Earned Income Exemption

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120.366	Exclusion from Earned Income Exemption
120.370	Recognized Employment Expenses
120.371	Income From Work/Study/Training Programs
120.372	Earned Income From Self-Employment
120.373	Earned Income From Roomer and Boarder
120.374	Earned Income from Temporary Employment with the Census Bureau
120.375	Earned Income In-Kind
120.376	Payments from the Illinois Department of Children and Family Services
120.379	Provisions for the Prevention of Spousal Impoverishment
120.380	Resources
120.381	Exempt Resources
120.382	Resource Disregard
120.383	Deferral of Consideration of Assets
120.384	Spenddown of Resources
120.385	Factors Affecting Eligibility for Long Term Care Services
120.386	Property Transfers Occurring On or Before August 10, 1993
120.387	Property Transfers Occurring On or After August 11, 1993 and Before January 1, 2007
120.388	Property Transfers Occurring On or After January 1, 2007
120.390	Persons Who May Be Included In the Assistance Unit
120.391	Individuals Under Age 18 Who Do Not Qualify For AFDC/AFDC-MANG And Children Born October 1, 1983, or Later
120.392	Pregnant Women Who Would Not Be Eligible For AFDC/AFDC-MANG If The Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy
120.393	Pregnant Women And Children Under Age Eight Years Who Do Not Qualify As Mandatory Categorically Needy Demonstration Project
120.395	Payment Levels for MANG (Repealed)
120.399	Redetermination of Eligibility
120.400	Twelve Month Eligibility for Persons under Age 19

SUBPART I: SPECIAL PROGRAMS

Section	
120.500	Health Benefits for Persons with Breast or Cervical Cancer
120.510	Health Benefits for Workers with Disabilities
120.520	Cell and Gene Therapy (CGT) Access Model Program
120.530	Home and Community Based Services Waivers for Medically Fragile, Technology Dependent, Disabled Persons

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120.540 Illinois Healthy Women Program
120.550 Asylum Applicants and Torture Victims
120.560 Survivor Support and Trafficking Prevention
120.570 Medical Debt Relief Pilot Program

120.TABLE A Value of a Life Estate and Remainder Interest
120.TABLE B Life Expectancy (Repealed)

AUTHORITY: Implementing Articles III, IV, V and VI and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5] and implementing the federal Deficit Reduction Act of 2005.

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 Ill. Reg. 46, p. 56, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979; peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041, effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg.

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10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982; amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 6082; amended at 7 Ill. Reg. 8256, effective July 1, 1983; amended at 7 Ill. Reg. 8264, effective July 5, 1983; amended (by adding Section being codified with no substantive change) at 7 Ill. Reg. 14747; amended (by adding Sections being codified with no substantive change) at 7 Ill. Reg. 16108; amended at 8 Ill. Reg. 5253, effective April 9, 1984; amended at 8 Ill. Reg. 6770, effective April 27, 1984; amended at 8 Ill. Reg. 13328, effective July 16, 1984; amended (by adding Sections being codified with no substantive change) at 8 Ill. Reg. 17897; amended at 8 Ill. Reg. 18903, effective September 26, 1984; peremptory amendment at 8 Ill. Reg. 20706, effective October 3, 1984; amended at 8 Ill. Reg. 25053, effective December 12, 1984; emergency amendment at 9 Ill. Reg. 830, effective January 3, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 4515, effective March 25, 1985; amended at 9 Ill. Reg. 5346, effective April 11, 1985; amended at 9 Ill. Reg. 7153, effective May 6, 1985; amended at 9 Ill. Reg. 11346, effective July 8, 1985; amended at 9 Ill. Reg. 12298, effective July 25, 1985; amended at 9 Ill. Reg. 12823, effective August 9, 1985; amended at 9 Ill. Reg. 15903, effective October 4, 1985; amended at 9 Ill. Reg. 16300, effective October 10, 1985; amended at 9 Ill. Reg. 16906, effective October 18, 1985; amended at 10 Ill. Reg. 1192, effective January 10, 1986; amended at 10 Ill. Reg. 3033, effective January 23, 1986; amended at 10 Ill. Reg. 4907, effective March 7, 1986; amended at 10 Ill. Reg. 6966, effective April 16, 1986; amended at 10 Ill. Reg. 10688, effective June 3, 1986; amended at 10 Ill. Reg. 12672, effective July 14, 1986; amended at 10 Ill. Reg. 15649, effective September 19, 1986; amended at 11 Ill. Reg. 3992, effective February 23, 1987; amended at 11 Ill. Reg. 7652, effective April 15, 1987; amended at 11 Ill. Reg. 8735, effective April 20, 1987; emergency amendment at 11 Ill. Reg. 12458, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 14034, effective August 14, 1987; amended at 11 Ill. Reg. 14763, effective August 26, 1987; amended at 11 Ill. Reg. 20142, effective January 1, 1988; amended at 11 Ill. Reg. 20898, effective December 14, 1987; amended at 12 Ill. Reg. 904, effective January 1, 1988;

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amended at 12 Ill. Reg. 3516, effective January 22, 1988; amended at 12 Ill. Reg. 6234, effective March 22, 1988; amended at 12 Ill. Reg. 8672, effective May 13, 1988; amended at 12 Ill. Reg. 9132, effective May 20, 1988; amended at 12 Ill. Reg. 11483, effective June 30, 1988; emergency amendment at 12 Ill. Reg. 11632, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 11839, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12835, effective July 22, 1988; emergency amendment at 12 Ill. Reg. 13243, effective July 29, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 17867, effective October 30, 1988; amended at 12 Ill. Reg. 19704, effective November 15, 1988; amended at 12 Ill. Reg. 20188, effective November 23, 1988; amended at 13 Ill. Reg. 116, effective January 1, 1989; amended at 13 Ill. Reg. 2081, effective February 3, 1989; amended at 13 Ill. Reg. 3908, effective March 10, 1989; emergency amendment at 13 Ill. Reg. 11929, effective June 27, 1989, for a maximum of 150 days; emergency expired November 25, 1989; emergency amendment at 13 Ill. Reg. 12137, effective July 1, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 15404, effective October 6, 1989; emergency amendment at 13 Ill. Reg. 16586, effective October 2, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 13 Ill. Reg. 17483, effective October 31, 1989; amended at 13 Ill. Reg. 17838, effective November 8, 1989; amended at 13 Ill. Reg. 18872, effective November 17, 1989; amended at 14 Ill. Reg. 760, effective January 1, 1990; emergency amendment at 14 Ill. Reg. 1494, effective January 2, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 4233, effective March 5, 1990; emergency amendment at 14 Ill. Reg. 5839, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 6372, effective April 16, 1990; amended at 14 Ill. Reg. 7637, effective May 10, 1990; amended at 14 Ill. Reg. 10396, effective June 20, 1990; amended at 14 Ill. Reg. 13227, effective August 6, 1990; amended at 14 Ill. Reg. 14814, effective September 3, 1990; amended at 14 Ill. Reg. 17004, effective September 30, 1990; emergency amendment at 15 Ill. Reg. 348, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 5302, effective April 1, 1991; amended at 15 Ill. Reg. 10101, effective June 24, 1991; amended at 15 Ill. Reg. 11973, effective August 12, 1991; amended at 15 Ill. Reg. 12747, effective August 16, 1991; amended at 15 Ill. Reg. 14105, effective September 11, 1991; amended at 15 Ill. Reg. 14240, effective September 23, 1991; amended at 16 Ill. Reg. 139, effective December 24, 1991; amended at 16 Ill. Reg. 1862, effective January 20, 1992; amended at 16 Ill. Reg. 10034, effective June 15, 1992; amended at 16 Ill. Reg. 11582, effective July 15, 1992; amended at 16 Ill. Reg. 17290, effective November 3, 1992; amended at 17 Ill. Reg. 1102, effective January 15, 1993; amended at 17 Ill. Reg. 6827, effective April 21, 1993; amended at 17 Ill. Reg. 10402, effective June 28, 1993; amended at 18 Ill. Reg. 2051, effective January 21, 1994; amended at 18 Ill. Reg. 5934, effective April 1, 1994; amended at 18 Ill. Reg. 8718, effective June 1, 1994; amended at 18 Ill. Reg. 11231, effective July 1, 1994; amended at 19 Ill. Reg. 2905, effective February 27, 1995; emergency amendment at 19 Ill. Reg. 9280, effective July 1, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 11931, effective August 11, 1995; amended at 19 Ill. Reg. 15079, effective October 17, 1995; amended

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at 20 Ill. Reg. 5068, effective March 20, 1996; amended at 20 Ill. Reg. 15993, effective December 9, 1996; emergency amendment at 21 Ill. Reg. 692, effective January 1, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 7423, effective May 31, 1997; amended at 21 Ill. Reg. 7748, effective June 9, 1997; amended at 21 Ill. Reg. 11555, effective August 1, 1997; amended at 21 Ill. Reg. 13638, effective October 1, 1997; emergency amendment at 22 Ill. Reg. 1576, effective January 5, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 7003, effective April 1, 1998; amended at 22 Ill. Reg. 8503, effective May 1, 1998; amended at 22 Ill. Reg. 16291, effective August 28, 1998; emergency amendment at 22 Ill. Reg. 16640, effective September 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 19875, effective October 30, 1998; amended at 23 Ill. Reg. 2381, effective January 22, 1999; amended at 23 Ill. Reg. 11301, effective August 27, 1999; amended at 24 Ill. Reg. 7361, effective May 1, 2000; emergency amendment at 24 Ill. Reg. 10425, effective July 1, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 15075, effective October 1, 2000; amended at 24 Ill. Reg. 18309, effective December 1, 2000; amended at 25 Ill. Reg. 8783, effective July 1, 2001; emergency amendment at 25 Ill. Reg. 10533, effective August 1, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 16098, effective December 1, 2001; amended at 26 Ill. Reg. 409, effective December 28, 2001; emergency amendment at 26 Ill. Reg. 8583, effective June 1, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 9843, effective June 26, 2002; emergency amendment at 26 Ill. Reg. 11029, effective July 1, 2002, for a maximum of 150 days; emergency amendment at 26 Ill. Reg. 15051, effective October 1, 2002, for a maximum of 150 days; amended at 26 Ill. Reg. 16288, effective October 25, 2002; amended at 27 Ill. Reg. 4708, effective February 25, 2003; emergency amendment at 27 Ill. Reg. 10793, effective July 1, 2003, for a maximum of 150 days; amended at 27 Ill. Reg. 18609, effective November 26, 2003; amended at 28 Ill. Reg. 4701, effective March 3, 2004; amended at 28 Ill. Reg. 6139, effective April 1, 2004; emergency amendment at 28 Ill. Reg. 6610, effective April 19, 2004, for a maximum of 150 days; emergency amendment at 28 Ill. Reg. 7152, effective May 3, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 11149, effective August 1, 2004; emergency amendment at 28 Ill. Reg. 12921, effective September 1, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 13621, effective September 28, 2004; amended at 28 Ill. Reg. 13760, effective October 1, 2004; amended at 28 Ill. Reg. 14541, effective November 1, 2004; amended at 29 Ill. Reg. 820, effective January 1, 2005; amended at 29 Ill. Reg. 10195, effective June 30, 2005; amended at 29 Ill. Reg. 14939, effective September 30, 2005; emergency amendment at 30 Ill. Reg. 521, effective January 1, 2006, for a maximum of 150 days; amended at 30 Ill. Reg. 10314, effective May 26, 2006; emergency amendment at 30 Ill. Reg. 15029, effective September 1, 2006, for a maximum of 150 days; amended at 31 Ill. Reg. 2629, effective January 28, 2007; emergency amendment at 31 Ill. Reg. 7323, effective May 1, 2007, for a maximum of 150 days; amended at 31 Ill. Reg. 11667, effective August 1, 2007; amended at 31 Ill. Reg. 12756, effective August 27, 2007; emergency amendment at 31 Ill. Reg. 15854, effective November 7, 2007, for a maximum of 150 days; emergency rule suspended at 31 Ill. Reg. 16060,

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effective November 13, 2007; emergency rule repealed, effective May 10, 2008; peremptory amendment at 32 Ill. Reg. 7212, effective April 21, 2008; peremptory amendment suspended at 32 Ill. Reg. 8450, effective May 20, 2008; peremptory amendment repealed under Section 5-125 of the Illinois Administrative Procedure Act, effective November 16, 2008; amended at 32 Ill. Reg. 17428, effective November 1, 2008; peremptory amendment at 32 Ill. Reg. 18889, effective November 18, 2008; peremptory amendment suspended at 32 Ill. Reg. 18906, effective November 19, 2008; suspension withdrawn by the Joint Committee on Administrative Rules at 33 Ill. Reg. 6551, effective April 28, 2009; peremptory amendment repealed by emergency rulemaking at 33 Ill. Reg. 6712, effective April 28, 2009, for a maximum of 150 days; amended at 33 Ill. Reg. 1681, effective February 1, 2009; amended at 33 Ill. Reg. 2289, effective March 1, 2009; emergency amendment at 33 Ill. Reg. 5802, effective April 2, 2009, for a maximum of 150 days; emergency expired August 29, 2009; emergency amendment at 33 Ill. Reg. 10785, effective June 30, 2009, for a maximum of 150 days; amended at 33 Ill. Reg. 12703, effective September 7, 2009; amended at 33 Ill. Reg. 15707, effective November 2, 2009; amended at 33 Ill. Reg. 17070, effective December 2, 2009; amended at 34 Ill. Reg. 889, effective December 30, 2009; emergency rulemaking at 34 Ill. Reg. 13538, effective September 1, 2010, for a maximum of 150 days; amended at 35 Ill. Reg. 379, effective December 27, 2010; amended at 35 Ill. Reg. 979, effective January 1, 2011; amended at 35 Ill. Reg. 18645, effective January 1, 2012; amended at 36 Ill. Reg. 4133, effective March 1, 2012; amended at 36 Ill. Reg. 9095, effective June 11, 2012; emergency amendment at 36 Ill. Reg. 10253, effective July 1, 2012 through June 30, 2013; amended at 36 Ill. Reg. 17044, effective November 26, 2012; emergency amendment at 36 Ill. Reg. 17549, effective December 3, 2012 through June 30, 2013; amended at 37 Ill. Reg. 10208, effective June 27, 2013; emergency amendment at 37 Ill. Reg. 15976, effective October 1, 2013, for a maximum of 150 days; emergency amendment to emergency rule at 38 Ill. Reg. 1139, effective January 1, 2014, for a maximum of 150 days; emergency amendment to emergency rule at 38 Ill. Reg. 2925, effective January 10, 2014, for a maximum of 150 days; emergency amendments effective January 1 and January 10, 2014 repealed by emergency rule at 38 Ill. Reg. 7368, effective March 24, 2014, for the remainder of the 150 day effective periods of each of the emergency rules; amended at 38 Ill. Reg. 5967, effective February 26, 2014; emergency amendment at 38 Ill. Reg. 7650, effective March 24, 2014, for a maximum of 150 days; emergency amendment at 38 Ill. Reg. 15646, effective July 7, 2014, for a maximum of 150 days; amended at 38 Ill. Reg. 16214, effective July 17, 2014; amended at 38 Ill. Reg. 18432, effective August 19, 2014; amended at 38 Ill. Reg. 23595, effective December 2, 2014; amended at 39 Ill. Reg. 4376, effective March 11, 2015; amended at 40 Ill. Reg. 2784, effective January 20, 2016; amended at 40 Ill. Reg. 11174, effective August 2, 2016; amended at 41 Ill. Reg. 3279, effective March 8, 2017; amended at 42 Ill. Reg. 8241, effective May 7, 2018; amended at 42 Ill. Reg. 16712, effective August 28, 2018; amended at 44 Ill. Reg. 2829, effective January 29, 2020; amended at 45 Ill. Reg. 9995, effective July 26, 2021; amended at 46 Ill. Reg. 5203, effective March 11, 2022; amended at 46 Ill. Reg. 5705, effective March 25,

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2022; emergency amendment at 47 Ill. Reg. 7008, effective May 12, 2023, for a maximum of 150 days; amended at 47 Ill. Reg. 14104, effective September 21, 2023; amended at 47 Ill. Reg. 16366, effective November 3, 2023; amended at 49 Ill. Reg. 1803, effective January 30, 2025; amended at 49 Ill. Reg. 3055, effective February 26, 2025; amended at 49 Ill. Reg. 4009, effective March 20, 2025; amended at 49 Ill. Reg. 10251, effective July 23, 2025; amended at 49 Ill. Reg. 10397, effective July 29, 2025; amended at 50 Ill. Reg. 4141, effective February 26, 2026; emergency amendment at 50 Ill. Reg. 15362, effective October 1, 2026, for a maximum of 150 days.

SUBPART H: MEDICAL ASSISTANCE – NO GRANT (MANG) ELIGIBILITY FACTORS

Section 120.310 Citizenship**EMERGENCY**

To be eligible for assistance, an individual shall be either a United States (U.S.) citizen or a ~~noncitizen~~~~non-citizen~~ within specific categories and subject to specific restrictions set forth in ~~this Section~~~~subsection (a) and (b)~~.

- a) Citizenship status – Persons born in the U.S., or in its possessions, are U.S. citizens. Citizenship can also be acquired by naturalization through court proceedings, or by certain persons born in a foreign country of U.S. citizen parents.
- b) ~~Noncitizens~~~~Non-citizens~~
 - 1) The following categories of ~~noncitizens~~~~non-citizens~~ may receive assistance, if otherwise eligible, prior to October 1, 2026:
 - A) A U.S. veteran honorably discharged and a person on active military duty, and the spouse and unmarried dependent children of that person;
 - B) Refugees under section 207 of the Immigration and Nationality Act (INA);
 - C) Asylees under section 208 of INA;
 - D) Persons for whom deportation has been withheld under section 243(h) of INA;

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- E) Persons granted conditional entry under section 203(a)(7) of INA as in effect prior to April 1, 1980;
- F) Persons lawfully admitted for permanent residence under INA;
- G) Parolees, for at least one year, under section 212(d)(5) of INA;
- H) Nationals of Cuba or Haiti;
- I) Persons identified by the Federal Office of Refugee Resettlement (ORR) as victims of trafficking;
- J) Amerasians from Vietnam;
- K) Members of the Hmong or Highland Laotian tribe when the tribe helped U.S. personnel by taking part in a military or rescue operation during the Vietnam era;
- L) American Indians born in Canada; and
- M) Persons who are a spouse, widow or child of a U.S. citizen or a spouse or child of a legal permanent resident (LPR) who have been battered or subjected to extreme cruelty by the U.S. citizen or LPR or a member of that relative's family who lived with them, who no longer live with the abuser or plan to live separately within one month of assistance and whose need for assistance is due, at least in part, to the abuse.

2) Effective on and after October 1, 2026, in accordance with the amendment to Section 5/1-11 of the Public Aid Code by P.A. 104-470 implementing federal Medicaid provisions contained in Public Law 119-21 and corresponding federal regulations and requirements, the categories of noncitizens that may receive assistance, if otherwise eligible, shall be limited to the following:

- A) Persons lawfully admitted for permanent residence under the Immigration and Nationality Act (INA) (8 U.S.C.1101 et seq);

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- B) An individual who is a "Cuban or Haitian entrant" (as defined in section 501(d) of the Refugee Education Assistance Act of 1980 [8 U.S.C. § 1522]);
- C) An individual who is from the Federated States of Micronesia, the Republic of the Marshall Islands, or the Republic of Palau who lawfully resides in the United States in accordance with the Compacts of Free Association as referenced in 8 U.S.C. 161(b)(2)(G);
- D) Pregnant and postpartum individuals, as described in Section 120.11(a); and
- E) Lawfully present children under the age of 19, as described in Section 120.11(b).
- 32) Those persons who are in the category set forth in ~~subsections~~subsection (b)(1)(F) and (b)(2)(A) of this Section, who enter the United States on or after August 22, 1996, shall not be eligible for a period of five years unless subject to exception under 8 U.S.C. 1613~~beginning on the date the person entered the United States, with the exception of Iraqi and Afghan special immigrants under section 101(a)(27) of INA (8 USC 1101(a)(27)). Iraqi and Afghan special immigrants are eligible for a limited period of time established by the federal government. The limited time period begins with either the date the person entered the United States as a special immigrant or the date his or her status was adjusted within the United States.~~
- 43) Prior to October 1, 2026, those~~Those~~ persons who are in the category set forth in subsection (b)(1)(G) of this Section, who enter the United States on or after August 22, 1996, shall not be eligible for five years beginning on the date the person entered the United States.
- c4) Notwithstanding the provisions of ~~subsection~~subsections (b)(~~1~~)and (2) of this Section, any ~~noncitizen~~non-citizen is eligible for medical assistance if the ~~noncitizen~~non-citizen otherwise meets the income, asset and categorical requirements of the medical assistance program and is in need of emergency services required as a result of a medical condition (including labor and delivery) manifesting itself by acute symptoms of sufficient severity (including severe pain)

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that the absence of immediate medical attention could reasonably be expected to result in:

- 1A) placing the noncitizen's~~non-citizen's~~ health in serious jeopardy;
- 2B) serious impairments to bodily functions; or
- 3C) serious dysfunction of any organ or part (42 USC 1396b(v)~~1396(b)(v)~~).

(Source: Emergency amendment at 50 Ill. Reg. 15362, effective October 1, 2026, for a maximum of 150 days)

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- 1) Heading of the Part: Supplemental Nutrition Assistance Program (SNAP)
- 2) Code Citation: 89 Ill. Adm. Code 121
- 3)

<u>Section Numbers:</u>	<u>Emergency Actions:</u>
121.57	Amendment
121.59	Amendment
121.60	Amendment
121.61	Amendment
121.63	Amendment
121.64	Amendment
- 4) Statutory Authority: Implementing Sections 12-4.4 through 12-4.6 and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5].
- 5) Effective Date of Rule: October 1, 2026
- 6) If this emergency amendment is to expire before the end of the 150-day period, please specify the date on which it is to expire: This emergency amendment will expire at the end of the 150-day period, or upon adoption of permanent rules, whichever comes first.
- 7) Date Filed with the Index Department: October 1, 2026
- 8) A copy of the emergency amendments, including any material incorporated by reference, is on file in the Agency's principal office and is available for public inspection.
- 9) Reason for Emergency: This rulemaking is necessary to comply with the provisions of implementing Sections 12-4.4 through 12-4.6 and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5] and the fiscal year (FY) 2027 Cost-of-Living Adjustments (COLA) to the Supplemental Nutrition Assistance Program (SNAP) maximum allotments, income eligibility standards, and deductions in accordance with the Food and Nutrition Act of 2008, the COLAs are effective as of October 1, 2026.
- 10) A Complete Description of the Subject and Issues: The changes in this rulemaking are the result of the federal Fiscal Year 2027 Cost-of-Living Adjustments to the SNAP standards and are required by Food and Nutrition Service regulations. This rulemaking increases the Maximum Gross and Net Income Standards, the Maximum Shelter Deduction, the Standard Deduction by household size, the Maximum Monthly SNAP Allotments for all SNAP units, and the Homeless Shelter Deduction.

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Further, the annual review of the State's utility standards, as mandated by Federal Regulations, determined an increase is warranted for the Air Conditioning/Heating Standard to \$565, the Limited Utility Standard has increased to \$472, and the Single Utility Standard has increased to \$80. The Telephone Standard has increased to \$69. These changes are effective October 1, 2026.

- 11) Are there any other rulemakings pending on this Part? Yes

<u>Section Number:</u>	<u>Proposed Action:</u>	<u>Illinois Register Citation:</u>
121.147	New Section	50 Ill. Reg. 11288; August 7, 2026

- 12) Statement of Statewide Policy Objectives: This rulemaking does not create or expand a State mandate.

- 13) Information and questions regarding this emergency rulemaking shall be directed to:

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

(217) 785-9772
DHS.AdministrativeRules@illinois.gov

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

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NOTICE OF EMERGENCY AMENDMENTS

TITLE 89: SOCIAL SERVICES

CHAPTER IV: DEPARTMENT OF HUMAN SERVICES

SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 121

SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP)

SUBPART A: APPLICATION PROCEDURES

Section

- 121.1 Application for Assistance
- 121.2 Time Limitations on the Disposition of an Application
- 121.3 Approval of an Application and Initial Authorization of Assistance
- 121.4 Denial of an Application
- 121.5 Client Cooperation
- 121.6 Emergency Assistance
- 121.7 Expedited Service
- 121.8 Express Stamps Application Project
- 121.10 Interviews

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section

- 121.18 Work Requirement
- 121.19 Ending a Voluntary Quit Disqualification (Repealed)
- 121.20 Citizenship
- 121.21 Residence
- 121.22 Social Security Numbers
- 121.23 Work Registration/Participation Requirements
- 121.24 Individuals Exempt from Work Registration Requirements
- 121.25 Failure to Comply with Work Provisions
- 121.26 Periods of Sanction
- 121.27 Voluntary Job Quit/Reduction in Work Hours
- 121.28 Good Cause for Voluntary Job Quit/Reduction in Work Hours
- 121.29 Exemptions from Voluntary Quit/Reduction in Work Hours Rules

SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section

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121.30	Unearned Income
121.31	Exempt Unearned Income
121.32	Education Benefits (Repealed)
121.33	Unearned Income In-Kind
121.34	Lump Sum Payments and Income Tax Refunds
121.40	Earned Income
121.41	Budgeting Earned Income
121.50	Exempt Earned Income
121.51	Income from Work/Study/Training Programs
121.52	Earned Income from Roomers or Boarders
121.53	Income From Rental Property
121.54	Earned Income In-Kind
121.55	Sponsors of Aliens
121.57	Assets

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121.58	Exempt Assets
121.59	Asset Disregards

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SUBPART D: ELIGIBILITY STANDARDS

Section

121.60	Net Monthly Income Eligibility Standards
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121.61	Gross Monthly Income Eligibility Standards
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121.62	Income Which Must Be Annualized
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121.63	Deductions from Monthly Income
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EMERGENCY

121.64	Supplemental Nutrition Assistance Program (SNAP) Benefit Amount
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SUBPART E: HOUSEHOLD CONCEPT

Section

121.70	Composition of the Assistance Unit
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121.71	Living Arrangement
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121.72	Nonhousehold Members
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121.73	Ineligible Household Members
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121.74	Strikers
121.75	Students
121.76	Categorically Eligible Households

SUBPART F: MISCELLANEOUS PROGRAM PROVISIONS

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121.226	Meeting the Work Requirement with the JTPA Employability Services Component (Repealed)

AUTHORITY: Implementing Sections 12-4.4 through 12-4.6 and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5].

SOURCE: Adopted December 30, 1977; amended at 3 Ill. Reg. 5, p. 875, effective February 2, 1979; amended at 3 Ill. Reg. 31, p. 109, effective August 3, 1979; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 41, p. 165, effective October 11, 1979; amended at 3 Ill. Reg. 42, p. 230, effective October 9, 1979; amended at 3 Ill. Reg. 44, p. 173, effective October 19, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 3, p. 49, effective January 9, 1980; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 23, 1980; amended at 4 Ill. Reg. 10, p. 253, effective February 27, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 17, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1131, effective January 16, 1981; amended at 5 Ill. Reg. 4586, effective April 15, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 12736, effective October 29, 1981; amended at 6 Ill. Reg. 1653, effective January 17, 1982; amended at 6 Ill. Reg. 2707, effective March 2, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10208, effective August 9, 1982; amended at

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6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 5715, effective May 1, 1983; amended at 7 Ill. Reg. 8118, effective June 24, 1983; peremptory amendment at 7 Ill. Reg. 12899, effective October 1, 1983; amended at 7 Ill. Reg. 13655, effective October 4, 1983; peremptory amendment at 7 Ill. Reg. 16067, effective November 18, 1983; amended at 7 Ill. Reg. 16169, effective November 22, 1983; amended at 8 Ill. Reg. 5673, effective April 18, 1984; amended at 8 Ill. Reg. 7249, effective May 16, 1984; peremptory amendment at 8 Ill. Reg. 10086, effective July 1, 1984; amended at 8 Ill. Reg. 13284, effective July 16, 1984; amended at 8 Ill. Reg. 17900, effective September 14, 1984; amended (by adding Section being codified with no substantive change) at 8 Ill. Reg. 17898; peremptory amendment at 8 Ill. Reg. 19690, effective October 1, 1984; peremptory amendment at 8 Ill. Reg. 22145, effective November 1, 1984; amended at 9 Ill. Reg. 302, effective January 1, 1985; amended at 9 Ill. Reg. 6804, effective May 1, 1985; amended at 9 Ill. Reg. 8665, effective May 29, 1985; peremptory amendment at 9 Ill. Reg. 8898, effective July 1, 1985; amended at 9 Ill. Reg. 11334, effective July 8, 1985; amended at 9 Ill. Reg. 14334, effective September 6, 1985; peremptory amendment at 9 Ill. Reg. 15582, effective October 1, 1985; amended at 9 Ill. Reg. 16889, effective October 16, 1985; amended at 9 Ill. Reg. 19726, effective December 9, 1985; amended at 10 Ill. Reg. 229, effective December 20, 1985; peremptory amendment at 10 Ill. Reg. 7387, effective April 21, 1986; peremptory amendment at 10 Ill. Reg. 7941, effective May 1, 1986; amended at 10 Ill. Reg. 14692, effective August 29, 1986; peremptory amendment at 10 Ill. Reg. 15714, effective October 1, 1986; Sections 121.200 thru 121.208 recodified to 89 Ill. Adm. Code 165 at 10 Ill. Reg. 21094; peremptory amendment at 11 Ill. Reg. 3761, effective February 11, 1987; emergency amendment at 11 Ill. Reg. 3754, effective February 13, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 9968, effective May 15, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 10269, effective May 22, 1987; amended at 11 Ill. Reg. 10621, effective May 25, 1987; peremptory amendment at 11 Ill. Reg. 11391, effective July 1, 1987; peremptory amendment at 11 Ill. Reg. 11855, effective June 30, 1987; emergency amendment at 11 Ill. Reg. 12043, effective July 6, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 13635, effective August 1, 1987; amended at 11 Ill. Reg. 14022, effective August 10, 1987; emergency amendment at 11 Ill. Reg. 15261, effective September 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 15480, effective September 4, 1987; amended at 11 Ill. Reg. 15634, effective September 11, 1987; amended at 11 Ill. Reg. 18218, effective October 30, 1987; peremptory amendment at 11 Ill. Reg. 18374, effective October 30, 1987; amended at 12 Ill. Reg. 877, effective December 30, 1987; emergency amendment at 12 Ill. Reg. 1941, effective December 31, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 4204, effective February 5, 1988; amended at 12 Ill. Reg. 9678, effective May 23, 1988; amended at 12 Ill. Reg. 9922, effective June 1, 1988; amended at 12 Ill. Reg. 11463, effective June 30, 1988; amended at 12 Ill. Reg. 12824, effective July 22, 1988; emergency amendment at 12 Ill. Reg. 14045,

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effective August 19, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 15704, effective October 1, 1988; peremptory amendment at 12 Ill. Reg. 16271, effective October 1, 1988; amended at 12 Ill. Reg. 20161, effective November 30, 1988; amended at 13 Ill. Reg. 3890, effective March 10, 1989; amended at 13 Ill. Reg. 13619, effective August 14, 1989; peremptory amendment at 13 Ill. Reg. 15859, effective October 1, 1989; amended at 14 Ill. Reg. 729, effective January 1, 1990; amended at 14 Ill. Reg. 6349, effective April 13, 1990; amended at 14 Ill. Reg. 13202, effective August 6, 1990; peremptory amendment at 14 Ill. Reg. 15158, effective October 1, 1990; amended at 14 Ill. Reg. 16983, effective September 30, 1990; amended at 15 Ill. Reg. 11150, effective July 22, 1991; amended at 15 Ill. Reg. 11957, effective August 12, 1991; peremptory amendment at 15 Ill. Reg. 14134, effective October 1, 1991; emergency amendment at 16 Ill. Reg. 757, effective January 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 10011, effective June 15, 1992; amended at 16 Ill. Reg. 13900, effective August 31, 1992; emergency amendment at 16 Ill. Reg. 16221, effective October 1, 1992, for a maximum of 150 days; peremptory amendment at 16 Ill. Reg. 16345, effective October 1, 1992; amended at 16 Ill. Reg. 16624, effective October 23, 1992; amended at 17 Ill. Reg. 644, effective December 31, 1992; amended at 17 Ill. Reg. 4333, effective March 19, 1993; amended at 17 Ill. Reg. 14625, effective August 26, 1993; emergency amendment at 17 Ill. Reg. 15149, effective September 7, 1993, for a maximum of 150 days; peremptory amendment at 17 Ill. Reg. 17477, effective October 1, 1993; expedited correction at 17 Ill. Reg. 21216, effective October 1, 1993; amended at 18 Ill. Reg. 2033, effective January 21, 1994; emergency amendment at 18 Ill. Reg. 2509, effective January 27, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 3427, effective February 28, 1994; amended at 18 Ill. Reg. 8921, effective June 3, 1994; amended at 18 Ill. Reg. 12829, effective August 5, 1994; amended at 18 Ill. Reg. 14103, effective August 26, 1994; amended at 19 Ill. Reg. 5626, effective March 31, 1995; amended at 19 Ill. Reg. 6648, effective May 5, 1995; emergency amendment at 19 Ill. Reg. 12705, effective September 1, 1995, for a maximum of 150 days; peremptory amendment at 19 Ill. Reg. 13595, effective October 1, 1995; amended at 20 Ill. Reg. 1593, effective January 11, 1996; peremptory amendment at 20 Ill. Reg. 2229, effective January 17, 1996; amended at 20 Ill. Reg. 7902, effective June 1, 1996; amended at 20 Ill. Reg. 11935, effective August 14, 1996; emergency amendment at 20 Ill. Reg. 13381, effective October 1, 1996, for a maximum of 150 days; emergency amendment at 20 Ill. Reg. 13668, effective October 8, 1996, for a maximum of 150 days; amended at 21 Ill. Reg. 3156, effective February 28, 1997; amended at 21 Ill. Reg. 7733, effective June 4, 1997; recodified from the Department of Public Aid to the Department of Human Services at 21 Ill. Reg. 9322; emergency amendment at 22 Ill. Reg. 1954, effective January 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 5502, effective March 4, 1998; amended at 22 Ill. Reg. 7969, effective May 15, 1998; emergency amendment at 22 Ill. Reg. 10660, effective June 1, 1998, for a maximum of 150 days; emergency amendment at 22 Ill. Reg. 12167, effective July 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 16230, effective September 1, 1998; amended at 22 Ill. Reg. 19787, effective October 28, 1998;

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emergency amendment at 22 Ill. Reg. 19934, effective November 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 20099, effective November 1, 1998; emergency amendment at 23 Ill. Reg. 2601, effective February 1, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 3374, effective March 1, 1999; amended at 23 Ill. Reg. 7285, effective June 18, 1999; emergency amendment at 23 Ill. Reg. 13253, effective October 13, 1999, for a maximum of 150 days; emergency amendment at 24 Ill. Reg. 3871, effective February 24, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 4180, effective March 2, 2000; amended at 24 Ill. Reg. 10198, effective June 27, 2000; amended at 24 Ill. Reg. 15428, effective October 10, 2000; emergency amendment at 24 Ill. Reg. 15468, effective October 1, 2000, for a maximum of 150 days; amended at 25 Ill. Reg. 845, effective January 5, 2001; amended at 25 Ill. Reg. 2423, effective January 25, 2001; emergency amendment at 25 Ill. Reg. 2439, effective January 29, 2001, for a maximum of 150 days; emergency amendment at 25 Ill. Reg. 3707, effective March 1, 2001, for a maximum of 150 days; emergency expired July 28, 2001; amended at 25 Ill. Reg. 7720, effective June 7, 2001; amended at 25 Ill. Reg. 10823, effective August 12, 2001; amended at 25 Ill. Reg. 11856, effective August 31, 2001; emergency amendment at 25 Ill. Reg. 13309, effective October 1, 2001, for a maximum of 150 days; amended at 26 Ill. Reg. 151, effective January 1, 2002; amended at 26 Ill. Reg. 2025, effective February 1, 2002; amended at 26 Ill. Reg. 13530, effective September 3, 2002; peremptory amendment at 26 Ill. Reg. 15099, effective October 1, 2002; amended at 26 Ill. Reg. 16484, effective October 25, 2002; amended at 27 Ill. Reg. 2889, effective February 7, 2003; expedited correction at 27 Ill. Reg. 14262, effective February 7, 2003; amended at 27 Ill. Reg. 4583, effective February 28, 2003; amended at 27 Ill. Reg. 7273, effective April 7, 2003; amended at 27 Ill. Reg. 12569, effective July 21, 2003; peremptory amendment at 27 Ill. Reg. 15604, effective October 1, 2003; amended at 27 Ill. Reg. 16108, effective October 6, 2003; amended at 27 Ill. Reg. 18445, effective November 20, 2003; amended at 28 Ill. Reg. 1104, effective December 31, 2003; amended at 28 Ill. Reg. 3857, effective February 13, 2004; amended at 28 Ill. Reg. 10393, effective July 6, 2004; peremptory amendment at 28 Ill. Reg. 13834, effective October 1, 2004; emergency amendment at 28 Ill. Reg. 15323, effective November 10, 2004, for a maximum of 150 days; emergency expired April 8, 2005; amended at 29 Ill. Reg. 2701, effective February 4, 2005; amended at 29 Ill. Reg. 5499, effective April 1, 2005; peremptory amendment at 29 Ill. Reg. 12132, effective July 14, 2005; emergency amendment at 29 Ill. Reg. 16042, effective October 4, 2005, for a maximum of 150 days; emergency expired March 2, 2006; peremptory amendment at 29 Ill. Reg. 16538, effective October 4, 2005; emergency amendment at 30 Ill. Reg. 7804, effective April 6, 2006, for a maximum of 150 days; emergency expired September 2, 2006; amended at 30 Ill. Reg. 11236, effective June 12, 2006; amended at 30 Ill. Reg. 13863, effective August 1, 2006; amended at 30 Ill. Reg. 15681, effective September 12, 2006; peremptory amendment at 30 Ill. Reg. 16470, effective October 1, 2006; amended at 31 Ill. Reg. 6991, effective April 30, 2007; amended at 31 Ill. Reg. 10482, effective July 9, 2007; amended at 31 Ill. Reg. 11318, effective July 23, 2007; peremptory amendment at 31 Ill. Reg. 14372, effective October 1, 2007; amended at 32 Ill. Reg.

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2813, effective February 7, 2008; amended at 32 Ill. Reg. 4380, effective March 12, 2008; amended at 32 Ill. Reg. 4813, effective March 18, 2008; amended at 32 Ill. Reg. 9621, effective June 23, 2008; peremptory amendment at 32 Ill. Reg. 16905, effective October 1, 2008; peremptory amendment to Sections 121.94(c), 121.96(d)(2) and 121.150(b) suspended at 32 Ill. Reg. 18908, effective November 19, 2008; suspension withdrawn by the Joint Committee on Administrative Rules at 33 Ill. Reg. 200, effective February 5, 2009; peremptory amendment repealed by emergency rulemaking at 33 Ill. Reg. 3514, effective February 5, 2009, for a maximum of 150 days; peremptory amendment at 32 Ill. Reg. 18092, effective November 15, 2008; emergency amendment at 33 Ill. Reg. 4187, effective February 24, 2009, for a maximum of 150 days; emergency expired July 23, 2009; peremptory amendment at 33 Ill. Reg. 5537, effective April 1, 2009; emergency amendment at 33 Ill. Reg. 11322, effective July 20, 2009, for a maximum of 150 days; emergency expired December 16, 2009; amended at 33 Ill. Reg. 12802, effective September 3, 2009; amended at 33 Ill. Reg. 14121, effective September 22, 2009; emergency amendment at 33 Ill. Reg. 14627, effective October 13, 2009, for a maximum of 150 days; emergency expired March 11, 2010; amended at 33 Ill. Reg. 16875, effective November 30, 2009; amended at 33 Ill. Reg. 17350, effective December 14, 2009; amended at 34 Ill. Reg. 4777, effective March 17, 2010; amended at 34 Ill. Reg. 5295, effective April 12, 2010; amended at 34 Ill. Reg. 5823, effective April 19, 2010; emergency amendment at 34 Ill. Reg. 6967, effective May 1, 2010, for a maximum of 150 days; emergency expired September 27, 2010; amended at 34 Ill. Reg. 7265, effective May 10, 2010; amended at 34 Ill. Reg. 7685, effective May 18, 2010; amended at 34 Ill. Reg. 12547, effective August 11, 2010; peremptory amendment at 34 Ill. Reg. 15543, effective October 1, 2010; amended at 35 Ill. Reg. 1042, effective December 28, 2010; amended at 35 Ill. Reg. 7688, effective April 29, 2011; amended at 35 Ill. Reg. 10119, effective June 7, 2011; peremptory amendment at 35 Ill. Reg. 16118, effective October 1, 2011; peremptory amendment at 35 Ill. Reg. 16904, effective October 1, 2011; amended at 35 Ill. Reg. 17120, effective October 5, 2011; amended at 35 Ill. Reg. 18780, effective October 28, 2011; amended at 35 Ill. Reg. 19278, effective November 8, 2011; amended at 35 Ill. Reg. 19778, effective December 5, 2011; peremptory amendment at 36 Ill. Reg. 15148, effective October 1, 2012; emergency amendment at 37 Ill. Reg. 15423, effective September 9, 2013, for a maximum of 150 days; peremptory amendment at 37 Ill. Reg. 16016, effective October 1, 2013; emergency amendment at 37 Ill. Reg. 16845, effective October 1, 2013, for a maximum of 150 days; peremptory amendment at 37 Ill. Reg. 17983, effective November 1, 2013; amended at 38 Ill. Reg. 4475, effective January 29, 2014; amended at 38 Ill. Reg. 5382, effective February 7, 2014; emergency amendment at 38 Ill. Reg. 8414, effective April 1, 2014, for a maximum of 150 days; amended at 38 Ill. Reg. 17616, effective August 8, 2014; peremptory amendment at 38 Ill. Reg. 19831, effective October 1, 2014; amended at 39 Ill. Reg. 6470, effective April 22, 2015; peremptory amendment at 39 Ill. Reg. 13513, effective October 1, 2015; amended at 39 Ill. Reg. 15577, effective December 1, 2015; amended at 40 Ill. Reg. 360, effective January 1, 2016; peremptory amendment at 40 Ill. Reg. 14114, effective

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October 1, 2016; peremptory amendment at 41 Ill. Reg. 12905, effective October 1, 2017; amended at 42 Ill. Reg. 8310, effective May 4, 2018; amended at 42 Ill. Reg. 8505, effective May 8, 2018; peremptory amendment at 42 Ill. Reg. 18531, effective October 1, 2018; amended at 43 Ill. Reg. 360, effective December 20, 2018; peremptory amendment at 43 Ill. Reg. 11035, effective October 1, 2019; emergency amendment at 43 Ill. Reg. 11718, effective October 1, 2019, for a maximum of 150 days; emergency amendment at 43 Ill. Reg. 11953, effective October 1, 2019, for a maximum of 150 days; emergency expired February 27, 2020; emergency amendment at 43 Ill. Reg. 14449, effective November 26, 2019, for a maximum of 150 days; amended at 44 Ill. Reg. 3265, effective February 5, 2020; amended at 44 Ill. Reg. 5348, effective March 11, 2020; amended at 44 Ill. Reg. 6984, effective April 16, 2020; amended at 44 Ill. Reg. 9944, effective May 20, 2020; peremptory amendment at 44 Ill. Reg. 16551, effective October 1, 2020; amended at 44 Ill. Reg. 19892, effective December 14, 2020; peremptory amendment at 45 Ill. Reg. 2154, effective January 29, 2021; peremptory amendment at 45 Ill. Reg. 2504, effective February 11, 2021; amended at 45 Ill. Reg. 8368, effective July 1, 2021; amended at 45 Ill. Reg. 9014, effective June 30, 2021; peremptory amendment at 45 Ill. Reg. 13125, effective October 1, 2021; emergency amendment at 45 Ill. Reg. 16072, effective December 1, 2021, for a maximum of 150 days; amended at 46 Ill. Reg. 2131, effective January 21, 2022; amended at 46 Ill. Reg. 5319, effective March 9, 2022; amended at 46 Ill. Reg. 6729, effective April 12, 2022; peremptory amendment at 46 Ill. Reg. 17125, effective October 3, 2022; amended at 47 Ill. Reg. 1007, effective January 6, 2023; peremptory amendment at 47 Ill. Reg. 14594, effective October 2, 2023; amended at 48 Ill. Reg. 2170, effective January 24, 2024 ; amended at 48 Ill. Reg. 3821, effective February 29, 2024; amended at 48 Ill. Reg. 10630, effective July 3, 2024; amended at 48 Ill. Reg. 12298, effective July 31, 2024; peremptory amendment at 48 Ill. Reg. 14986, effective October 1, 2024; amended at 49 Ill. Reg. 180, effective December 19, 2024; emergency amendment at 49 Ill. Reg. 13098, effective October 1, 2025, for a maximum of 150 days; amended at 50 Ill. Reg. 4155, effective February 24, 2026; amended at 50 Ill. Reg. 9319, effective June 25, 2026; emergency amendment at 50 Ill. Reg. 11488, effective July 24, 2026, for a maximum of 150 days; emergency amendment at 50 Ill. Reg. 15378, effective October 1, 2026, for a maximum of 150 days.

SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section 121.57 Assets**EMERGENCY**

- a) The value of nonexempt assets shall be considered in determining eligibility only if a household is not categorically eligible (see Section 121.76).
- b) Value of Nonexempt Assets

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- 1) The value of nonexempt assets is the equity value (fair market value less the amount owed), except for prepaid funeral agreements valued over \$1500.
- 2) The Department considers the following assets in determining eligibility:
 - A) Liquid Assets
 - i) Liquid assets are those properties in the form of cash or other financial instruments that are convertible to cash, such as, but not limited to, cash on hand, money, in checking or savings accounts, credit union accounts, savings certificates, stocks or bonds, lump-sum payments, prepaid funeral agreements, and cash prize lottery or gambling winnings of ~~\$4,750~~~~4,500~~ or more (before taxes or amounts are withheld) won in a single game.
 - ii) Exempt any retirement funds in a plan, contract, or account, described in sections 401(a), 403(a), 403(b), 408, 408A, 457(b), and 501(c)(18) of the Internal Revenue Code of 1986 and the value of funds in a Federal Thrift Savings Plan account as provided in section 8439 of title 5, United States Code. Exempt any funds in a qualified tuition program described in section 529 of the Internal Revenue Code of 1986 or in a Coverdell education savings account under section 530 of that Code. Exempt any funds and earnings from an Achieving a Better Life Experience (ABLE) account.
 - B) Nonliquid Assets
Nonliquid assets are those properties that are not in the form of cash or other financial instruments, such as personal property, licensed vehicles, unlicensed vehicles, buildings, land, recreational properties, and any other property not specifically exempted in Section 121.58.
 - C) Assets of Sponsors of Aliens
Consider the assets of the sponsor and the sponsor's spouse who

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sponsored an alien on or after February 1, 1983 (7 CFR 272.1(g)(54) (2012)) in accordance with Section 121.55.

- D) Prepaid Funeral Agreements
The value of prepaid funeral agreements over \$1500 per person is considered.

(Source: Emergency amendment at 50 Ill. Reg. 15378, effective October 1, 2026, for a maximum of 150 days)

Section 121.59 Asset Disregards**EMERGENCY**

- a) Households which are categorically eligible, as defined in Section 121.76, do not have to meet the asset limits in this Section.
- b) ~~\$4,750~~~~4,250~~ for all households with a qualifying member, as defined in Section 121.61.
- c) ~~\$3,000~~~~2,750~~ for all other households.

(Source: Emergency amendment at 50 Ill. Reg. 15378, effective October 1, 2026, for a maximum of 150 days)

SUBPART D: ELIGIBILITY STANDARDS

Section 121.60 Net Monthly Income Eligibility Standards**EMERGENCY**

- a) Households that are not categorically eligible whose net monthly income does not exceed the maximum monthly income standards shall be assigned SNAP benefits based on the net monthly SNAP income.
- b) The maximum net monthly income standards are:

Household Size	Amount
1.....	\$ ~~1,330~~ ~~1,305~~
2.....	~~1,804~~ ~~1,763~~
3.....	~~2,227~~ ~~2,221~~

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4.....	~~2,750~~ ~~2,680~~
5.....	~~3,224~~ ~~3,138~~
6.....	~~3,697~~ ~~3,596~~
7.....	~~4,170~~ ~~4,055~~
8.....	~~4,644~~ ~~4,513~~
Each additional member.....	~~474~~ ~~459~~

Derived from Office of Management and Budget non-farm income poverty guidelines.

(Source: Emergency amendment at 50 Ill. Reg. 15378, effective October 1, 2026, for a maximum of 150 days)

Section 121.61 Gross Monthly Income Eligibility Standards**EMERGENCY**

a) Gross Monthly Income Eligibility Standards

- 1) The gross income standards of eligibility shall be 130 percent of the nonfarm income poverty guidelines prescribed by the Office of Management and Budget (see 7 CFR 273.9(a)(1)) for all households except categorical households as defined in Section 121.76. Households that do not contain an elderly, blind or disabled person shall be considered categorically eligible if the household's gross income is at or below 165% of the nonfarm income poverty guidelines. Elderly, blind or disabled households shall be considered categorically eligible if the household's gross income is at or below 200% of the nonfarm income poverty guidelines. Households containing a member who is elderly, blind or disabled that are not categorically eligible will be exempt from this gross income check (see also 7 CFR 273.9(c)), but must meet the net income standards in Section 121.60. To qualify for increased benefits, a household must contain a member who meets one of the following requirements:
 - A) A member is 60 years of age or older. An individual is considered age 60 in the fiscal month in which he or she becomes 60.
 - B) A member receives Supplemental Security Income (SSI) benefits under Title XVI of the Social Security Act. This includes a

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household in which a member is receiving SSI income on a temporary or emergency basis pending a final decision from the Social Security Administration.

- C) A member receives Social Security disability or blindness benefits under Title II (RSDI) of the Social Security Act.
- D) A member receives State Supplemental Payment (SSP) due to blindness or disability.
- E) A veteran with a service-connected disability rated or paid as totally disabled by the federal Department of Veterans Affairs (VA).
- F) A veteran considered by the VA to be in need of regular aid and attendance or permanently housebound.
- G) A veteran's surviving spouse who is considered in need of aid and attendance or considered permanently housebound by the VA or a veteran's surviving child who is considered permanently incapable of self-support by the VA.
- H) A veteran's surviving spouse or child entitled to compensation for a service-connected death or pension benefits for a nonservice-connected death from the VA, if the spouse or child also has a disability considered permanent under Social Security requirements.
- I) A member receives federal, state, or local government disability pension and is considered permanently disabled under Social Security requirements.
- J) A member receives Railroad Retirement disability benefits.
- K) A member receives an annuity payment from Railroad Retirement and is eligible for Medicare.
- L) A member receives disability-related medical assistance benefits (Categories 92, 93 and P3) under Title XIX (Medicaid) of the

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Social Security Act.

- 2) For those veterans, surviving spouses, or children mentioned in subsections (a)(1)(F) and (G), proof of receipt of VA disability benefits is sufficient verification of disability. For those veterans mentioned in subsection (a)(1)(E), a verified statement, in writing, from the VA that the individual is totally disabled must be provided. To verify disability for those individuals mentioned in subsection (a)(1)(H), the individual must provide a statement from the Social Security Administration or from a physician licensed under the Medical Practice Act of 1987 [225 ILCS 60], or a licensed or certified psychologist under the Clinical Psychologist Licensing Act [225 ILCS 15] that the individual suffers from one of the disabilities listed in the preamble to Section 221(i) of the Social Security Act (42 U.S.C. 421(i)) or if the disability is obvious, by the observation of the caseworker (for example, permanent loss of use of both hands).
- 3) Legally obligated child support payments paid by a household member to, for, or on behalf of a person who is not a SNAP unit member shall be excluded from gross income when comparing income to the gross income standard to determine eligibility.

- b) The gross income standards are:

Household Size	Gross Income 130%	Gross Income 165%	Gross Income 200%
One Person	\$ <u>1,729</u> ~~1,696~~	\$ <u>2,195</u> ~~2,152~~	\$ <u>2,660</u> ~~2,608~~
Two Persons	<u>2,345</u> ~~2,292~~	<u>2,976</u> ~~2,909~~	<u>3,607</u> ~~3,525~~
Three Persons	<u>2,960</u> ~~2,888~~	<u>3,757</u> ~~3,665~~	<u>4,554</u> ~~4,441~~
Four Persons	<u>3,575</u> ~~3,483~~	<u>4,538</u> ~~4,421~~	<u>5,500</u> ~~5,358~~
Five Persons	<u>4,191</u> ~~4,079~~	<u>5,319</u> ~~5,177~~	<u>6,447</u> ~~6,275~~
Six Persons	<u>4,806</u> ~~4,675~~	<u>6,100</u> ~~5,934~~	<u>7,394</u> ~~7,191~~
Seven Persons	<u>5,421</u> ~~5,271~~	<u>6,881</u> ~~6,690~~	<u>8,340</u> ~~8,108~~
Eight Persons	<u>6,037</u> ~~5,867~~	<u>7,662</u> ~~7,446~~	<u>9,287</u> ~~9,025~~
Each Additional Member	+ <u>616</u> ~~596~~	+ <u>781</u> ~~757~~	+ <u>947</u> ~~917~~

(Source: Emergency amendment at 50 Ill. Reg. 15378, effective October 1, 2026, for a maximum of 150 days)

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Section 121.63 Deductions from Monthly Income**EMERGENCY**

- a) The deductions described in this Section shall be allowed in the determination of the adjusted net monthly SNAP income.
- b) Earned Income Deduction. Eighty percent of total gross earned income is considered. See Sections 121.40 through 121.54 for a description of earned income.
- c) Standard Deduction. The standard deduction for a household size of one through three persons is \$~~213~~205. The standard deduction for a household size of four persons is \$~~225~~219. The standard deduction for a household size of five persons is \$~~264~~257. For households of six or more persons, the standard deduction is \$~~304~~295. Due to the Standard Medical Deduction Demonstration Project, the standard deduction will be adjusted as explained in subsection (i).
- d) Dependent Care Deduction
 - 1) The dependent care deduction consists of payments for the care of a child or other dependent when necessary for a household member to accept or continue employment or to seek employment in compliance with the job search criteria or to attend training or pursue education which is preparatory for employment (see 89 Ill. Adm. Code 112.70 through 112.83).
 - 2) The amount of the deduction is to be determined by the actual costs for care per month for each dependent household member.
- e) Shelter Costs Deduction
 - 1) The shelter deduction is the amount of shelter costs that exceeds 50% of the household's total income after the allowable deductions in subsections (b), (c), and (d) have been made. The shelter deduction shall not exceed \$~~769~~744.
 - 2) If the household contains a member who is elderly or disabled, as defined at 7 CFR 271.2 (2013) and Section 121.61, there is no limit on the amount

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of the excess shelter deduction.

- 3) Shelter costs include only the following:
 - A) continuing charges for the shelter occupied by the household (rent, mortgage and other charges leading to the ownership of the shelter, including interest on such charges);
 - B) property taxes, State and local assessments and insurance on the structure itself; and
 - C) utility costs, as described in subsection (g).
- 4) Shelter costs for a home temporarily unoccupied by the household because of employment or training away from home, illness or abandonment caused by a natural disaster or casualty loss, if:
 - A) the household intends to return to the home;
 - B) the current occupants of the home, if any, are not claiming the shelter costs for SNAP purposes; and
 - C) the home is not leased or rented during the absence of the household.
- 5) Charges for repair of a home which was damaged or destroyed due to a natural disaster. Shelter costs shall not include repair charges which have been or will be reimbursed by private or public relief agencies, insurance companies or any other source.

f) Homeless Shelter Deduction

The standard homeless shelter deduction is \$~~206~~¹⁹⁹ a month for households in which all members are homeless individuals but are not receiving free shelter throughout the month. A homeless household with qualifying shelter expenses may choose to use the standard homeless shelter deduction (in lieu of the shelter deduction as described in subsection (e)), as a deduction from net income in determining SNAP eligibility and allotments. A homeless household receiving the standard homeless shelter deduction may not have its shelter expenses considered as part of the shelter deduction or the standard utility allowances. A homeless

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household may choose to claim actual costs under the shelter deduction instead of claiming the standard homeless shelter deduction if actual costs are higher and verified.

g) Utility Costs

1) Utility costs include:

- A) the cost of heating and cooking fuel, air conditioning, electricity, water, sewerage, garbage and trash collection;
- B) basic service fee for one telephone (including tax on the basic fee) of ~~\$69~~^{\$67}; and
- C) fees charged by the utility provider for initial installation.

2) Utility deposits are not considered to be utility costs.

3) A standard must be used if the household is billed for utilities. Federal regulations require an annual review of the State's utility standards and approval of the utility standard amounts by Food and Nutrition Service (FNS). See subsection (e)(4) for households that claim utility expenses for an unoccupied home. Households that are billed for heating or air conditioning, or both, or heating, air conditioning and electricity, must use the air conditioning/heating standard allowance of ~~\$565~~^{\$546}. Those households that are not billed for air conditioning or heating but are billed for at least two other utilities must use the limited utility standard allowance of ~~\$472~~^{\$457}. Those households that are not billed for air conditioning or heating but are billed for a single utility, other than telephone, must use the single utility standard allowance of ~~\$80~~^{\$78}. If only a separately-billed telephone expense is claimed, the basic telephone standard allowance of ~~\$69~~^{\$67} per month will be allowed. Households living in rental housing who are billed on a regular basis by a landlord for costs for utilities must use the appropriate standard.

4) A household that is billed less often than monthly for its costs for utilities must continue to use the appropriate standard between billing months.

5) Households in public housing or privately-owned rental units that receive

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a bill for over-usage are entitled to use the air conditioning/heating standard allowance. When households (as defined at 7 CFR 273.1(a) (2013)) live together, the air conditioning/heating standard allowance, the limited utility standard allowance, or the single utility standard allowance, whichever is appropriate, shall be allowed for each household that contributes toward the utility costs whether or not each household participates in the program.

- 6) Households with at least one elderly or disabled member, as defined in 7 CFR 271.2, whose expense for heat or electricity, or both, is covered by indirect energy assistance payments under the Low Income Home Energy Assistance Program (LIHEAP) (47 Ill. Adm. Code 100) shall be entitled to the air conditioning/heating standard allowance (7 CFR 273.9 and 273.10(d)(6) (2013)). Households with at least one elderly or disabled member, as defined in 7 CFR 271.2, who receive a LIHEAP payment of \$21 or more during the month of application or the preceding 12-month period shall be allowed the air conditioning/heating standard allowance (7 CFR 273.9 (2013)). The provisions of subsection (e)(3) are applicable to households whose expenses for heating or electricity, or both, are covered by indirect energy assistance payments.
- 7) A household that has both an occupied home and an unoccupied home is entitled to only one standard. The appropriate utility standard may be used for the home the household chooses.
- h) **Excess Medical Deduction.** A deduction for excess medical expenses shall be allowed for households which contain an elderly or disabled member as defined at 7 CFR 271.2 (2013) and Section 121.61. When a qualifying household member incurs medical expenses that are over \$35 per month, the household will be given a standard medical deduction if the expenses will not be reimbursed by insurance or a third party. The standard medical deduction is a result of a demonstration project authorized by USDA FNS. The standard medical deduction is \$450 a month for residents of Group Homes and \$150 a month for all other eligible households. Households whose medical expenses exceed \$485 and \$185 a month, respectively, may opt to claim actual documented medical expenses in lieu of the standard medical deduction and the amount over \$35 will be allowed as a deduction. To ensure federal costs do not increase, the standard deduction in subsection (c) will be reduced by \$4 per month for all SNAP households.

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NOTICE OF EMERGENCY AMENDMENTS

(Source: Emergency amendment at 50 Ill. Reg. 15378, effective October 1, 2026, for a maximum of 150 days)

Section 121.64 Supplemental Nutrition Assistance Program (SNAP) Benefit Amount
EMERGENCY

- a) The monthly Supplemental Nutrition Assistance Program (SNAP) benefit amount is determined by subtracting 30% of the adjusted net monthly income from the maximum monthly SNAP benefit amount.
- b) Maximum Monthly SNAP Benefit Amount:

Household Size	Amount
1	~~\$306~~ <u>298</u>
2	~~\$562~~ <u>546</u>
3	~~\$808~~ <u>785</u>
4	~~\$1,023~~ <u>994</u>
5	~~\$1,217~~ <u>1,183</u>
6	~~\$1,463~~ <u>1,421</u>
7	~~\$1,616~~ <u>1,571</u>
8	~~\$1,841~~ <u>1,789</u>
<u>9</u>	<u>\$2,066</u>
<u>10</u>	<u>\$2,291</u>
<u>11</u>	<u>\$2,516</u>
<u>12</u>	<u>\$2,741</u>
<u>13</u>	<u>\$2,966</u>
<u>14</u>	<u>\$3,191</u>
<u>15</u>	<u>\$3,416</u>
<u>16</u>	<u>\$3,641</u>
<u>17</u>	<u>\$3,866</u>
<u>18+ Each additional member</u>	<u>\$3,887</u> ~~218~~

- c) All one and two-person households will receive a minimum monthly ~~SNAP~~food stamp benefit amount of ~~\$252~~24.

(Source: Emergency amendment at 50 Ill. Reg. 15378, effective October 1, 2026, for a maximum of 150 days)

JOINT COMMITTEE ON ADMINISTRATIVE RULES

SECOND NOTICES RECEIVED

The following second notices were received during the period of September 29, 2026 through October 5, 2026. The rulemaking is scheduled for the October 20, 2026 meeting. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rulemaking should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Bldg., Springfield IL 62706.

Second Notice Expires	Agency and Rule	Start of First Notice	JCAR Meeting
11/12/26	<u>Department of Financial and Professional Regulation</u> , Minimum Organizational Capital Requirements for Banks and Trust Companies (38 Ill. Adm. Code 310)	7/6/26 50 Ill. Reg. 8817	10/20/26
11/12/26	<u>Department of Financial and Professional Regulation</u> , Corporate Applications for Banks and Corporate Fiduciaries (38 Ill. Adm. Code 370)	7/6/26 50 Ill. Reg. 8827	10/20/26
11/12/26	<u>Department of Financial and Professional Regulation</u> , Corporate Fiduciary Applications and Notices (38 Ill. Adm. Code 396)	7/6/26 50 Ill. Reg. 8837	10/20/26
11/12/26	<u>Department of Financial and Professional Regulation</u> , Corporate Fiduciary Receivership Account (38 Ill. Adm. Code 397)	7/6/26 50 Ill. Reg. 8845	10/20/26
11/12/26	<u>Department of Financial and Professional Regulation</u> , Pledging Requirements for Illinois Trust Companies (38 Ill. Adm. Code 398)	7/6/26 50 Ill. Reg. 8851	10/20/26
11/12/26	<u>Department of Financial and Professional Regulation</u> , Standards for Operation and	7/6/26 50 Ill. Reg. 8858	10/20/26

JOINT COMMITTEE ON ADMINISTRATIVE RULES

SECOND NOTICES RECEIVED

Conduct of Affairs of Corporate
Fiduciaries (38 Ill. Adm. Code 399)

11/13/26	<u>Illinois Commerce Commission</u> , Preservation of Records (83 Ill. Adm. Code 350)	5/1/26 50 Ill. Reg. 5769	10/20/26
11/13/26	<u>Illinois Commerce Commission</u> , The Preservation of Records of Electric Utilities (General Order 186) (Repealer) (83 Ill. Adm. Code 420)	5/1/26 50 Ill. Reg. 5794	10/20/26
11/13/26	<u>Illinois Commerce Commission</u> , The Preservation of Records of Gas Utilities (General Order 187) (Repealer) (83 Ill. Adm. Code 510)	5/1/26 50 Ill. Reg. 5850	10/20/26
11/13/26	<u>Illinois Commerce Commission</u> , The Preservation of Records of Water Utilities (General Order 189) (Repealer) (83 Ill. Adm. Code 615)	5/1/26 50 Ill. Reg. 5906	10/20/26
11/13/26	<u>Illinois State Board of Education</u> , Evaluation of Educator Licensed Employees Under Articles 24A and 34 of the School Code (23 Ill. Adm. Code 50)	4/3/26 50 Ill. Reg. 4899	10/20/26
11/13/26	<u>Illinois State Board of Education</u> , Public Schools Evaluation, Recognition and Supervision (23 Ill. Adm. Code 1)	4/3/26 50 Ill. Reg. 4888	10/20/26
11/13/26	<u>Pollution Control Board</u> , Design and Operation of Facilities (35 Ill. Adm. Code 1422)	5/22/26 50 Ill. Reg. 7317	10/20/26
11/13/26	<u>Department of Public Health</u> , Skilled Nursing and Intermediate Care Facilities Code (77 Ill. Adm. Code 300)	7/17/26 50 Ill. Reg. 9753	10/20/26

JOINT COMMITTEE ON ADMINISTRATIVE RULES

SECOND NOTICES RECEIVED

11/13/26	<u>Department of Healthcare and Family Services</u> , Medical Payment (89 Ill. Adm. Code 140)	8/7/26 50 Ill. Reg. 11254	10/20/26
11/13/26	<u>Office of the Secretary of State</u> , Commercial Driver Training Schools (92 Ill. Adm. Code 1060)	8/14/26 50 Ill. Reg. 11834	10/20/26
11/18/26	<u>Department of Financial and Professional Regulation</u> , Professional Geologist Licensing Act (68 Ill. Adm. Code 1252)	7/24/26 50 Ill. Reg. 10765	10/20/26
11/18/26	<u>Department of Healthcare and Family Services</u> , Medical Assistance Programs (89 Ill. Adm. Code 120)	6/5/26 50 Ill. Reg. 7614	10/20/26
11/18/26	<u>Department of Healthcare and Family Services</u> , Medical Payment (89 Ill. Adm. Code 140)	6/5/26 50 Ill. Reg. 7641	10/20/26
11/18/26	<u>Department of Natural Resources</u> , Cock Pheasant, Hungarian Partridge, Bobwhite Quail, and Rabbit Hunting (17 Ill. Adm. Code 530)	8/14/26 50 Ill. Reg. 11580	10/20/26
11/18/26	<u>Department of Natural Resources</u> , Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote, Bobcat and Woodchuck (Groundhog) Hunting (17 Ill. Adm. Code 550)	8/14/26 50 Ill. Reg. 11610	10/20/26
11/18/26	<u>Department of Natural Resources</u> , Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Gray Fox, Coyote, Badger, River Otter, Beaver, Bobcat and Woodchuck (Groundhog) Trapping (17 Ill. Adm. Code 570)	8/14/26 50 Ill. Reg. 11625	10/20/26

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SECOND NOTICES RECEIVED

11/18/26	<u>Department of Natural Resources</u> , Duck, Goose and Coot Hunting (17 Ill. Adm. Code 590)	8/14/26 50 Ill. Reg. 11639	10/20/26
11/18/26	<u>Department of Natural Resources</u> , White-Tailed Deer Hunting By Use of Firearms (17 Ill. Adm. Code 650)	8/14/26 50 Ill. Reg. 11695	10/20/26
11/18/26	<u>Department of Natural Resources</u> , White-Tailed Deer Hunting By Use of Muzzleloading Rifles (17 Ill. Adm. Code 660)	8/14/26 50 Ill. Reg. 11710	10/20/26
11/18/26	<u>Department of Natural Resources</u> , White-Tailed Deer Hunting By Use of Bow and Arrow (17 Ill. Adm. Code 670)	8/14/26 50 Ill. Reg. 11722	10/20/26
11/18/26	<u>Department of Natural Resources</u> , Youth Hunting Seasons (17 Ill. Adm. Code 685)	8/14/26 46 Ill. Reg. 11742	10/20/26
11/18/26	<u>Department of Natural Resources</u> , The Taking of Wild Turkeys – Spring Season (17 Ill. Adm. Code 710)	8/14/26 50 Ill. Reg. 11757	10/20/26
11/18/26	<u>Department of Natural Resources</u> , The Taking of Wild Turkeys – Fall Archery Season (17 Ill. Adm. Code 720)	8/14/26 50 Ill. Reg. 11779	10/20/26
11/18/26	<u>Department of Natural Resources</u> , Dove Hunting (17 Ill. Adm. Code 730)	8/14/26 50 Ill. Reg. 11791	10/20/26
11/18/26	<u>Department of Natural Resources</u> , Crow, Woodcock, Snipe, Rail and Teal Hunting (17 Ill. Adm. Code 740)	8/14/26 50 Ill. Reg. 11811	10/20/26

JOINT COMMITTEE ON ADMINISTRATIVE RULES

SECOND NOTICES RECEIVED

11/18/26	<u>Department of Natural Resources,</u> Falconry and the Captive Propagation of Raptors (17 Ill. Adm. Code 1590)	8/14/26 50 Ill. Reg. 11816	10/20/26
11/18/26	<u>Office of the Secretary of State, State</u> Records Commission (44 Ill. Adm. Code 4400)	8/14/26 50 Ill. Reg. 11829	10/20/26

PROCLAMATIONS

2026-257

Perimenopause Awareness Month

WHEREAS, in 2026 in the United States, there are an estimated 65.9 million women aged 40 and older; and,

WHEREAS, approximately 834,671 women between the ages of 35 and 45 are in the State of Illinois; and,

WHEREAS, according to a 2025 study, more women between the ages of 35-45 have reported a medical confirmation of perimenopause; and,

WHEREAS, perimenopause and the symptoms associated with this phase of life are a normal part of aging for women, but women and healthcare professionals don't know enough about it; and,

WHEREAS, perimenopause can last anywhere from five to ten years - symptoms vary widely and the changes can cause severe disruptions in mood, sleep, and physical health; and,

WHEREAS, there is a need for better perimenopause awareness and education due to the lack of awareness about this stage of life, and women may not be receiving the medical support they need to take proactive steps for the management of symptoms; and,

WHEREAS, it is crucial to raise awareness about perimenopause among the public, health professionals, and policy makers to overcome the pervasive lack of information and the stigma that surrounds this transitional period, which often leaves women suffering in silence;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim September 2026 as Perimenopause Awareness Month in Illinois.

Issued by the Governor: August 10, 2026

Filed by the Secretary of State: September 30, 2026

2026-258

Illinois Election Judge Recruitment and Recognition Day

WHEREAS, the United States Election Assistance Commission has designated August 11, 2026, as National Poll Worker Recruitment Day to promote civic participation and to recognize the essential role poll workers, also known as election judges, play in conducting secure, accessible, and transparent elections; and,

PROCLAMATIONS

WHEREAS, dedicated residents from diverse backgrounds serve as poll workers in communities across our state and nation, demonstrating integrity, professionalism, and a shared commitment to upholding free and fair elections; and,

WHEREAS, the veterans and military families of our state exemplify a lifelong commitment to service, continuing to strengthen their communities beyond military service by supporting the administration of elections and protecting every citizen's right to vote; and,

WHEREAS, there are national initiatives to advance this tradition of service by encouraging veterans and military families to partner with election officials and civic organizations nationwide to recruit 250,000 veterans and military family members to serve as poll workers in honor of America's 250th anniversary;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim August 11, 2026, as Illinois Election Judge Recruitment and Recognition Day in Illinois and encourage everyone to recognize and support the dedicated veterans, military families, and election judges whose civic leadership and service help sustain and strengthen our democracy and to contact their local election authorities if they are interested in becoming an election judge.

Issued by the Governor: August 11, 2026

Filed by the Secretary of State: September 30, 2026

2026-259**Veterans Day at the State Fair**

WHEREAS, throughout our nation's history, Illinois' men and women in uniform have demonstrated bravery and courage in the face of danger; and,

WHEREAS, our veterans answered the call to duty with honor and selflessness throughout Illinois; and,

WHEREAS, as we recall the service of our United States military servicemembers, we are reminded that the defense of freedom comes with great loss and sacrifice; and,

WHEREAS, it is our duty to ensure the sacrifice of these heroes is never forgotten - our veterans represent the best of America and Illinois and deserve our support; and,

WHEREAS, it is important to recognize these true patriots of freedom, liberty, and democracy, not only on this day, but throughout the year;

PROCLAMATIONS

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim August 16, 2026, as Veterans Day at the State Fair in Illinois, and encourage all Americans to recognize and honor the sacrifice of our veterans.

Issued by the Governor: August 11, 2026

Filed by the Secretary of State: September 30, 2026

2026-260**Rita Frazer Day**

WHEREAS, Rita Frazer is one of Illinois' most respected farm broadcasters, with over 35 years of experience in agricultural radio and communications; and,

WHEREAS, she is currently the Audio News Manager for the RFD Radio Network of the Illinois Farm Bureau and has served as their Director of Network and Audio Services since January 2015; and,

WHEREAS, Frazer began her broadcasting career in January 1990 at WSMI Radio in Litchfield, Illinois, where she served as Network Anchor and Broadcast Editor for 22 years, covering agriculture and local news for the mid-Illinois community; and,

WHEREAS, she earned multiple awards for her farm reporting and service to Illinois agriculture and has interviewed thousands of farmers, noting their humility, self-motivation, and enduring optimism; and,

WHEREAS, after she joined the RFD Radio Network full-time in 2011, she produces and distributes more than a dozen programs each weekday, which over 80 Illinois radio stations use; and,

WHEREAS, for almost four decades, Frazer has been a voting member of the National Association of Farm Broadcasting (NAFB), serving as National Vice President, East Region Vice President, and President, and has been honored with the 2024 NAFB Farm Broadcaster of the Year Award; and,

WHEREAS, in November 2026, Frazer will be inducted into the NAFB Hall of Fame, where she will be recognized for her decades of service, leadership, and dedication to telling the stories of Illinois farmers and rural communities with accuracy, fairness, and genuine curiosity;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim August 19, 2026 as Rita Frazer Day, in honor of her incredible experience and dedicated work in agricultural radio and communications, highlighting Illinois and "the best people work in ag."

PROCLAMATIONS

Issued by the Governor: August 12, 2026

Filed by the Secretary of State: September 30, 2026

2026-261

150th Anniversary of the Chicago Cubs

WHEREAS, in 1876, the National League of Professional Baseball Clubs had eight charter members and the team originally known as the White Stockings debuted in Chicago, Illinois; and,

WHEREAS, the team went through a variation of nicknames until the team was referred to as the Cubs by the Chicago Daily News in 1902, officially adopting the name in 1907; and,

WHEREAS, 1907 also brought the first World Series win to the north side of Chicago and the following year brought additional success with the Cubs being the first team to win back-to-back World Series championships, beating the Detroit Tigers in both series; and,

WHEREAS, built in 1914 and originally known as Weeghman Park, the Cubs opened their current stadium in 1916, and it was re-named Wrigley Field in 1926; and,

WHEREAS, as time went on, Wrigley Field expanded with a second tier of the stadium and the addition of bleachers to accommodate more fans and the rising popularity of America's favorite pastime, and it was the last to have lights installed for night games; and,

WHEREAS, the Chicago Cubs franchise holds many firsts including Margaret (Midge) Donahue serving as the first female front office executive staff member who was also not an owner (1926), the first team to play organ music in the ballpark (1941), the first WGN-TV live broadcast (1948), and Buck O'Neil as the first on-field Black coach in either National League or American League history (1962); and,

WHEREAS, the team holds a place in international history for the locations they have played at, such as Japan, England, Australia, Egypt, France, Italy, New Zealand, and Sri Lanka, bringing professional baseball and a piece of Americana across the world; and,

WHEREAS, every player to put on the Cubs jersey becomes a part of the rich history of the storied organization, including legends Ernie Banks, Billy Williams, Ron Santo, Ryne Sandberg, Fergie Jenkins, and Greg Maddux, who have had their numbers retired; and,

WHEREAS, with three World Series Championships to their name, they also have won eight division titles and 17 National League pennants; and,

PROCLAMATIONS

WHEREAS, as of 2026, only two of the original charter members remain in the National League, with the Cubs being the only team to remain loyal to their original location since 1876;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby declare 2026 as the 150th anniversary of the Chicago Cubs and recognize and honor their impact and lasting legacy to baseball, Chicago, and their millions of loyal fans near and far.

Issued by the Governor: August 14, 2026

Filed by the Secretary of State: September 30, 2026

2026-262

BTS Day

WHEREAS, the State of Illinois celebrates cultural diversity, artistic excellence, and global initiatives that foster community unity and cross-cultural understanding; and,

WHEREAS, according to global industry metrics, the globally renowned South Korean musical pop group BTS has transcended international borders and utilizes their platform to champion social causes, including mental health awareness, self-love, and global philanthropy; and,

WHEREAS, according to Live Nation's Crew Nation initiative, BTS established a philanthropic legacy by donating \$1 million to the global relief fund; and,

WHEREAS, the core messaging of BTS heavily aligns with the civic values of Illinois, inspiring millions of individuals worldwide-collectively known as the BTS ARMY - to engage in grassroots community service and match global charitable giving; and,

WHEREAS, according to tourism projections, thousands of visitors and residents will gather in the City of Chicago on August 27-28, 2026, to celebrate this historic cultural exchange, boosting local commerce and highlighting Illinois as a premier arts and entertainment hub;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim August 27 – 28, 2026, as BTS Day in Illinois, and encourage residents to embrace the unifying power of music, culture, and community advocacy.

Issued by the Governor: August 14, 2026

Filed by the Secretary of State: September 30, 2026

PROCLAMATIONS

2026-263

Military Marriage Day

WHEREAS, August 14, 2026, marks the 6th anniversary of Military Marriage Day; and,

WHEREAS, Illinois joins partners across the state in celebrating the strength of military marriages that are so important to the strength and readiness of our force; and,

WHEREAS, the impact of divorce during military service is disruptive to the well-being of the service member, sends ripples that fracture service families, hinders the mission, and causes financial strain and stress to an already challenging lifestyle; and,

WHEREAS, Military Marriage Day aims to celebrate and reaffirm the importance of strong military marriages and families and hopes to bring focus to the importance of strong military marriages that foster greater well-being and mission readiness; and,

WHEREAS, Illinois is proud to support Military Marriage Day and urges local units of government throughout the State to raise awareness of the need to strengthen and support military marriages;

THEREFORE, I, JB Pritzker, Governor of Illinois, do hereby proclaim August 14, 2026, as Military Marriage Day in Illinois.

Issued by the Governor: August 14, 2026

Filed by the Secretary of State: September 30, 2026

2026-264

National Recovery Month

WHEREAS, we cannot forget those lives impacted by behavioral health challenges in Illinois, and the State of Illinois recognizes that recovery from mental health and substance use challenges occurs via multiple pathways; and,

WHEREAS, recovery is the process in which people can live, work, learn, and participate fully in their communities; and,

WHEREAS, for some individuals, recovery is the ability to live a fulfilling and productive life despite a disability, while for others, recovery implies the reduction or complete remission of symptoms - science has shown that having hope plays an integral role in an individual's recovery; and,

PROCLAMATIONS

WHEREAS, the Illinois Department of Human Services Division of Behavioral Health and Recovery has created and maintains access to numerous evidence-based practices that promote recovery such as peer recovery support, harm reduction, Medication Assisted Recovery (MAR), Wellness Recovery Action Plan (WRAP), Individual Placement & Support (IPS), Assertive Community Treatment (ACT), and Permanent Supportive Housing (PSH); and,

WHEREAS, the Illinois Department of Human Services Division of Behavioral Health and Recovery continues to prioritize the improvement and expansion of the Crisis Care Continuum in Illinois via Mobile Crisis Response Teams, Living Room Programs, and connection to the 988 Suicide & Crisis Lifeline, as well as improving access to services and support through the Illinois Helpline and the Illinois Warm Line; and,

WHEREAS, we recognize that National Recovery Month increases awareness and understanding of substance use and mental health recovery, reduces stigma, promotes whole health and wellness, and celebrates people in recovery; and,

WHEREAS, the Illinois Department of Human Services Division of Behavioral Health and Recovery invites all Illinois residents to participate in National Recovery Month during September 2026;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim September 2026 as National Recovery Month in Illinois and call upon our communities to observe these occasions with compelling programs and events that support this year's observance.

Issued by the Governor: August 17, 2026

Filed by the Secretary of State: September 30, 2026

2026-265**Mast Cell Disease Awareness Day**

WHEREAS, Mast Cell Activation Syndrome (MCAS) is a chronic, multisystem medical condition in which mast cells release excessive amounts of chemical mediators, causing symptoms that may affect the skin, gastrointestinal tract, cardiovascular system, respiratory system, and nervous system; and,

WHEREAS, individuals living with MCAS often face significant challenges in obtaining timely diagnoses and appropriate treatment due to limited awareness, the complexity of symptoms, and the evolving nature of scientific understanding surrounding the condition; and,

PROCLAMATIONS

WHEREAS, delayed diagnosis and inadequate recognition of MCAS can contribute to prolonged suffering, reduced quality of life, increased healthcare utilization, and significant physical, emotional, and financial burdens for patients and their families; and,

WHEREAS, healthcare professionals, researchers, patient advocates, and nonprofit organizations throughout Illinois are working to advance education, improve patient outcomes, promote research, and increase public understanding of mast cell diseases and related disorders; and,

WHEREAS, increasing awareness of MCAS can encourage earlier recognition, foster greater support for affected individuals and families, and promote continued scientific research into the causes, diagnosis, and treatment of this often-overlooked condition; and,

WHEREAS, the State of Illinois recognizes the importance of supporting individuals living with rare and underrecognized medical conditions and acknowledges the contributions of patients, caregivers, advocates, researchers, and healthcare professionals working to improve their lives; and,

WHEREAS, observances such as Mast Cell Activation Syndrome Awareness Month provide an opportunity to increase public understanding, reduce stigma surrounding invisible illnesses, encourage collaboration among healthcare providers and researchers, and recognize the resilience of individuals and families affected by MCAS;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim October 1, 2026 as Mast Cell Disease Awareness Day in Illinois and encourage all residents to learn more about MCAS and support efforts to improve awareness, education, research, and patient care throughout our state.

Issued by the Governor: August 18, 2026

Filed by the Secretary of State: September 30, 2026

2026-266**Lissencephaly Awareness Day**

WHEREAS, lissencephaly is a rare neurological disorder that affects brain development before birth, resulting in a smooth brain surface due to the absence of folds; and,

WHEREAS, it can impact mobility, communication, learning, vision, and seizure control, and its effects vary greatly among individuals; and,

PROCLAMATIONS

WHEREAS, the individuals and families affected by lissencephaly demonstrate extraordinary strength, courage, and resilience as they navigate daily challenges with unwavering love, determination, and hope for a brighter tomorrow; and,

WHEREAS, awareness, understanding, research, and support are essential to improving quality of life, advancing medical knowledge, and fostering inclusion, compassion, and opportunity for individuals with lissencephaly and related disorders in our schools, workplaces, and communities; and,

WHEREAS, early diagnosis, access to specialized medical care, therapies, assistive technologies, and community resources can make a meaningful difference in the lives of those affected by lissencephaly and empower families to thrive; and,

WHEREAS, there are organizations across the state dedicated to raising awareness, advocating for those affected, and providing hope and support for individuals and families on their journey while working to build a more informed, inclusive, and supportive society;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim September 8, 2026, as Lissencephaly Awareness Day in Illinois and urge residents, patients, caregivers, medical professionals, and all agencies and organizations interested in supporting these families to unite on that day in observance.

Issued by the Governor: August 26, 2026

Filed by the Secretary of State: September 30, 2026

2026-267**Malaysian Independence Day**

WHEREAS, Malaysian Independence Day, also known as Hari Merdeka, commemorates Malaysia's independence from British colonial rule on August 31, 1957; and,

WHEREAS, 2026 marks the 69th anniversary of Malaysian Independence, a milestone celebrated by Malaysians and friends of Malaysia around the world; and,

WHEREAS, since 2007, the Midwest Malaysian Network has proudly organized an annual Malaysian Independence Day flag-raising ceremony in Chicago, fostering goodwill, cultural exchange, and connections among Malaysians, friends of Malaysia, and the broader American community; and,

PROCLAMATIONS

WHEREAS, this inclusive celebration provides opportunities to share Malaysian culture, food, and traditions and reflects Illinois' commitment to honoring and embracing the cultural heritage of its diverse communities;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim August 31, 2026, as Malaysian Independence Day in Illinois and encourage all residents to join in celebrating the heritage, culture, and contributions of Malaysian Americans and Malaysians.

Issued by the Governor: August 27, 2026

Filed by the Secretary of State: September 30, 2026

2026-268**Malnutrition Awareness Week**

WHEREAS, experts agree that nutrition status is a direct measure of health and good nutrition can keep people healthy and out of healthcare institutions; and,

WHEREAS, inadequate or unbalanced nutrition, known as malnutrition, is prevalent in many groups, including vulnerable populations such as hospitalized patients, minority populations, and populations with limited access to resources, with older adults having the highest rate of malnutrition compared to other groups; and,

WHEREAS, illness, injury, and malnutrition can result in the loss of lean body mass, leading to complications that impact good patient health outcomes, including recovery from surgery, illness, or disease; and,

WHEREAS, nutrition is a human right and a social determinant of health, and malnutrition is intensified by disparities, inequities, and social isolation, and further compounded by food insecurity; and,

WHEREAS, disease-related malnutrition is a highly prevalent form of malnutrition, with over two million hospital-related stays per year; and,

WHEREAS, 32 to 54 percent of hospitalized adult patients are malnourished, who have two times longer hospital stays compared to patients with no malnutrition, and the 30-day hospital readmission rate is 2.2 times higher than that of patients without malnutrition; and,

WHEREAS, readmitted malnourished patients are twice as likely to be diagnosed with an infection, the rate of mechanical ventilation is twice as high in patients with malnutrition, and malnourished patients have two times the mortality rate of all hospitalized patients and nearly two times the cost; and,

PROCLAMATIONS

WHEREAS, 20 to 40 percent of adults in the community are at risk of or have malnutrition; and,

WHEREAS, malnutrition leads to more complications, falls, and readmissions, plays a role in cognitive deterioration, decreases functional capacity, and affects quality of life; and,

WHEREAS, screening, assessment, diagnosis, and intervention are key to improving malnutrition in the United States;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim September 14 - 18, 2026, as Malnutrition Awareness Week in Illinois.

Issued by the Governor: August 27, 2026

Filed by the Secretary of State: September 30, 2026

2026-269**National Payroll Week**

WHEREAS, the American Payroll Association and its more than 20,000 members have launched a nationwide public awareness campaign that pays tribute to the nearly 150 million people who work in the United States and the payroll professionals who support the American system by paying wages, reporting worker earnings, and withholding federal employment taxes; and,

WHEREAS, payroll professionals in Illinois play a key role in maintaining the economic health of the state, carrying out such diverse tasks as paying into the unemployment insurance system, providing information for child support enforcement, and carrying out tax withholding, reporting, and depositing; and,

WHEREAS, payroll departments collectively spend more than 2.4 trillion dollars annually complying with myriad federal and state wage and tax laws; and,

WHEREAS, payroll professionals play an increasingly important role in ensuring the economic security of American families by helping to identify noncustodial parents and making sure they comply with their child support mandates; and,

WHEREAS, payroll professionals have become increasingly proactive in educating both the business community and the public at large about the payroll tax withholding systems; and,

PROCLAMATIONS

WHEREAS, payroll professionals meet regularly with federal and state tax officials to discuss both improving compliance with government procedures and how compliance can be achieved at less cost to both government and businesses;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim September 1-5, 2026, as National Payroll Week in Illinois.

Issued by the Governor: August 27, 2026

Filed by the Secretary of State: September 30, 2026

2026-270**Veterans Day at the DuQuoin State Fair**

WHEREAS, throughout our nation's history, Illinois' men and women in uniform have demonstrated bravery and courage in the face of danger; and,

WHEREAS, our veterans answered the call to duty with honor and selflessness throughout Illinois; and,

WHEREAS, as we recall the service of our United States Military service members, we are reminded that the defense of freedom comes with great loss and sacrifice; and,

WHEREAS, it is our duty to ensure the sacrifice of these heroes is never forgotten; our veterans represent the best of Illinois and America - they deserve our support; and,

WHEREAS, it is important to recognize these true patriots of freedom, liberty, and democracy, not only on this day, but throughout the year;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim August 30, 2026, as Veterans Day at the DuQuoin State Fair in Illinois, and encourage all Americans to recognize and honor the sacrifice of our veterans.

Issued by the Governor: August 27, 2026

Filed by the Secretary of State: September 30, 2026

2026-271**International Overdose Awareness Day**

WHEREAS, drug overdoses continue to take a devastating toll on individuals, families, and communities across Illinois; and,

PROCLAMATIONS

WHEREAS, International Overdose Awareness Day, observed annually on August 31, is a time to remember those who have died from overdose, acknowledge the grief carried by their loved ones, and confront the stigma surrounding substance use; and,

WHEREAS, Illinois remains committed to preventing overdose deaths through practical, evidence-based public health strategies and strong community partnerships; and,

WHEREAS, the successes of collective efforts to broaden access to treatment, prevention, and harm-reduction services have resulted in a 30 percent decrease in drug overdose deaths for Illinoisans in 2024, yet the need for ongoing investment and commitment to this life-saving work remains dire; and,

WHEREAS, the Illinois Department of Human Services (IDHS), through its Division of Behavioral Health & Recovery, leads statewide overdose prevention efforts, reduces barriers to care, supports long-term health and stability for communities statewide, and expands equitable access to harm-reduction resources, including sterile supplies, fentanyl test strips, naloxone, and medication-assisted recovery; and,

WHEREAS, organizations participating in the Drug Overdose Prevention Program (DOPP) network have trained more than 25,490 people in overdose response during FY26, distributed 438,673 naloxone kits, verified 3,463 instances where naloxone administration resulted in a person surviving, and supported 820 active DOPP participant organizations statewide; and,

WHEREAS, expanding equitable access to harm-reduction resources, including sterile supplies, fentanyl test strips, naloxone, and Medication Assisted Recovery, helps reduce barriers to care and supports long-term health and stability for communities statewide;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby recognize August 31, 2026, as International Overdose Awareness Day in Illinois and encourage communities across the state to support prevention efforts, honor those lost by wearing purple, and reaffirm their shared commitment to saving lives and supporting recovery.

Issued by the Governor: August 28, 2026

Filed by the Secretary of State: September 30, 2026

2026-272

Usher Syndrome Awareness Day

WHEREAS, Usher Syndrome is a relatively rare genetic disorder caused by a mutation in any one of at least ten genes, presently incurable and resulting in a combination of hearing loss,

PROCLAMATIONS

visual impairment, and balance issues, and is a leading cause of combined deafness and blindness; and,

WHEREAS, more than 400,000 people are affected by this genetic disorder worldwide, with at least 25,000 of those in the United States; and,

WHEREAS, there are three clinical types of Usher syndrome, Type 1, Type 2, and Type 3, which are distinguished by the severity and age when signs and symptoms appear; and,

WHEREAS, there are also at least eleven different genetic types of Usher syndrome that are determined by the genes that are involved, with DNA testing serving as the only reliable way of determining the true genetic type; and,

WHEREAS, because of limited public awareness, those affected with Usher syndrome may suffer from depression, anxiety, isolation, and loss of independence, so the Usher syndrome community is uniting around the world to spread public awareness and to be recognized annually on the 3rd Saturday of September;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby designate September 19, 2026, as Usher Syndrome Awareness Day in Illinois.

Issued by the Governor: August 28, 2026

Filed by the Secretary of State: September 30, 2026

2026-273**¡Vive tu Vida! Get Up! Get Moving! Wellness Day**

WHEREAS, Hispanic communities in Illinois and throughout the United States face many challenges every day, including those related to health and well-being; and,

WHEREAS, with Hispanics comprising nearly 30 percent of Chicago's population, our community recognizes the importance of addressing health disparities through proactive and inclusive strategies that strengthen community partnerships and support networks; and,

WHEREAS, established in 1991, the Chicago Hispanic Health Coalition empowers individuals and families, builds coalitions and collaborative relationships, and supports partner organizations with the shared goal of promoting healthy behaviors and reducing the risk of illness and injury throughout Chicagoland; and,

PROCLAMATIONS

WHEREAS, it is important to ensure that Hispanic communities have access to culturally and linguistically appropriate health education, resources, and services that help individuals and families lead healthier and more active lives; and,

WHEREAS, to maximize and coordinate efforts among community, healthcare, nonprofit, city, and state organizations that promote healthy lifestyles and wellness awareness, the Chicago Hispanic Health Coalition, together with its member agencies and the National Alliance for Hispanic Health, will sponsor the 20th Annual ¡Vive tu Vida! Get Up! Get Moving!® Chicago; and,

WHEREAS, the annual ¡Vive tu Vida! Get Up! Get Moving!® Chicago event brings together more than 2,000 community members and over 70 healthcare, nonprofit, and community organizations to promote physical activity, preventive healthcare, health education, and family wellness; and,

WHEREAS, this year marks the 20th anniversary of ¡Vive tu Vida! Get Up! Get Moving!® Chicago, celebrating two decades of empowering Chicago residents to improve their health and well-being through education, engagement, and community action;

THEREFORE, I, JB Pritzker, Governor of the State of Illinois, do hereby proclaim August 29, 2026, as ¡Vive tu Vida! Get Up! Get Moving! Wellness Day in Illinois and encourage all residents to recognize the importance of health awareness, physical activity, and preventive care, and to support the efforts of those participating in this important event.

Issued by the Governor: August 29, 2026

Filed by the Secretary of State: September 30, 2026

ILLINOIS ADMINISTRATIVE CODE

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