

**STATE OF ILLINOIS**



**HOUSE JOURNAL**

**HOUSE OF REPRESENTATIVES**

**NINETY-FIFTH GENERAL ASSEMBLY**

**56TH LEGISLATIVE DAY**

**REGULAR & PERFUNCTORY SESSION**

**FRIDAY, MAY 18, 2007**

**11:58 O'CLOCK A.M.**

**HOUSE OF REPRESENTATIVES  
Daily Journal Index  
56th Legislative Day**

<b>Action</b>	<b>Page(s)</b>
Adjournment .....	41
Agreed Resolutions .....	25
Balanced Budget Note Requested .....	8
Change of Sponsorship.....	24
Chief Sponsor Change Assigned to Rules Committee .....	6
Fiscal Notes Requested .....	7
Fiscal Notes Supplied.....	7
Home Rule Note Requested .....	8
Housing Affordability Impact Notes Supplied.....	7
Introduction and First Reading – HB 4100 .....	52
Judicial Notes Supplied.....	7
Land Conveyance Appraisal Notes Supplied.....	7
Legislative Measures Approved for Floor Consideration.....	5
Legislative Measures Assigned to Committee .....	6
Letter of Transmittal.....	4
Messages From The Senate.....	8
Motions Submitted .....	6
Pension Notes Supplied.....	7
Perfunctory Adjournment.....	52
Perfunctory Session.....	52
Quorum Roll Call.....	4
Re-referred to the Committee on Rules.....	6
Resolution .....	52
State Debt Impact Note Requested.....	8
State Debt Impact Notes Supplied.....	7
State Mandates Fiscal Note Requested.....	8

<b>Bill Number</b>	<b>Legislative Action</b>	<b>Page(s)</b>
HB 0230	Third Reading .....	26
HB 0235	Second Reading – Amendment/s .....	30
HB 0508	Motion Submitted .....	6
HB 0668	Motion Submitted .....	6
HB 0816	Motion Submitted .....	7
HB 1017	Second Reading – amendment.....	30
HB 1030	Motion Submitted .....	6
HB 1334	Third Reading .....	26
HB 1451	Third Reading .....	26
HB 1478	Committee Report – Floor Amendment/s .....	5
HB 1478	Recall .....	27
HB 1478	Second Reading – amendment.....	27
HB 1831	Recall .....	40
HB 1921	Motion Submitted .....	7
HB 2135	Committee Report.....	5
HB 2254	Third Reading .....	27
HB 2353	Third Reading .....	26
HB 2377	Committee Report – Floor Amendment/s .....	5
HB 2377	Second Reading – amendments.....	27
HB 3393	Senate Message – Passage w/ SA .....	11
HB 3412	Senate Message – Passage w/ SA .....	12
HB 3463	Senate Message – Passage w/ SA .....	17

HB 3614	Senate Message – Passage w/ SA .....	17
HB 3626	Third Reading .....	26
HB 3633	Second Reading.....	27
HB 3654	Senate Message – Passage w/ SA .....	18
HB 3733	Third Reading .....	26
HJR 0024	Adoption .....	37
HJR 0036	Committee Report – Floor Amendment/s.....	5
HJR 0036	Adoption .....	38
HJR 0062	Adoption .....	40
HJR 0062	Resolution.....	25
HJR 0063	Adoption .....	41
HR 0432	Resolution .....	25
HR 0432	Adoption .....	40
HR 0433	Resolution .....	25
HR 0433	Adoption .....	40
HR 0434	Resolution .....	25
HR 0434	Adoption .....	40
HR 0435	Resolution .....	25
HR 0435	Adoption .....	40
HR 0436	Resolution .....	52
HR 0437	Resolution .....	25
HR 0437	Adoption .....	40
HR 0438	Resolution .....	25
HR 0438	Adoption .....	40
SB 0148	Committee Report – Floor Amendment/s.....	5
SB 0148	Second Reading .....	37
SB 0148	Second Reading – Amendments/s .....	38
SB 0214	Committee Report – Floor Amendment/s.....	5
SB 0214	Second Reading – Amendment/s.....	33
SB 0270	Motion Submitted .....	7
SB 0705	Committee Report – Floor Amendment/s.....	5
SB 0705	Second Reading – Amendments/s .....	35
SB 0935	Committee Report – Floor Amendment/s.....	5
SB 0935	Second Reading – Amendment/s.....	32
SB 1226	Committee Report – Floor Amendment/s.....	5
SB 1226	Second Reading – Amendments/s .....	37
SB 1257	Committee Report – Floor Amendment/s.....	5
SB 1257	Second Reading – Amendment/s.....	35
SB 1366	Second Reading – Amendment/s.....	35
SJR 0017	Senate Message.....	20
SJR 0022	Senate Message.....	21
SJR 0035	Senate Message.....	21
SJR 0037	Senate Message.....	22
SJR 0040	Senate Message.....	22
SJR 0042	Senate Message.....	23

[May 18, 2007]

4

The House met pursuant to adjournment.

Representative Hannig in the chair.

Prayer by Doorkeeper of the House Lee A. Crawford, who is the Pastor of the Cathedral of Praise Christian Center in Springfield, IL.

Representative Sacia led the House in the Pledge of Allegiance.

By direction of the Speaker, a roll call was taken to ascertain the attendance of Members, as follows:

112 present. (ROLL CALL 1)

By unanimous consent, Representatives Black, Graham, Lindner, Patterson and Schmitz were excused from attendance.

### REQUEST TO BE SHOWN ON QUORUM

Having been absent when the Quorum Roll Call for Attendance was taken, this is to advise you that I, Representative Collins, should be recorded as present at the hour of 2:00 o'clock p.m.

### LETTER OF TRANSMITTAL

May 18, 2007

Mark Mahoney  
Chief Clerk of the House  
402 State House  
Springfield, IL 62706

Dear Clerk Mahoney:

Please be advised that I am extending the Third Reading Deadline to May 25, 2007 for the following House Bills:

**HOUSE BILLS 8, 14, 24, 34, 35, 115, 116, 119, 122, 123, 124, 125, 127, 128, 135, 154, 159, 185, 191, 193, 197, 200, 228, 230, 231, 235, 246, 262, 283, 313, 314, 323, 329, 372, 380, 381, 384, 386, 390, 391, 392, 394, 396, 429, 441, 474, 475, 477, 480, 498, 520, 559, 658, 659, 671, 677, 683, 693, 704, 730, 731, 750, 758, 765, 780, 789, 790, 791, 796, 801, 814, 818, 829, 868, 873, 875, 880, 899, 918, 922, 944, 945, 946, 969, 994, 998, 1006, 1017, 1026, 1028, 1077, 1078, 1101, 1112, 1118, 1134, 1143, 1144, 1248, 1252, 1258, 1271, 1275, 1277, 1282, 1283, 1291, 1299, 1302, 1304, 1305, 1309, 1320, 1322, 1328, 1329, 1331, 1343, 1360, 1365, 1383, 1398, 1421, 1427, 1431, 1432, 1437, 1438, 1445, 1466, 1467, 1470, 1478, 1479, 1500, 1503, 1506, 1508, 1510, 1518, 1526, 1613, 1614, 1619, 1622, 1631, 1652, 1653, 1668, 1669, 1678, 1687, 1696, 1697, 1703, 1730, 1736, 1746, 1755, 1757, 1772, 1777, 1779, 1786, 1818, 1825, 1826, 1831, 1834, 1836, 1841, 1845, 1849, 1865, 1868, 1884, 1885, 1939, 1941, 1950, 1962, 1974, 1977, 1983, 1985, 1987, 1999, 2003, 2008, 2009, 2012, 2020, 2026, 2069, 2072, 2134, 2135, 2140, 2163, 2166, 2185, 2201, 2207, 2214, 2233, 2253, 2293, 2302, 2303, 2315, 2362, 2377, 2419, 2425, 2470, 2472, 2473, 2564, 2616, 2632, 2664, 2670, 2671, 2798, 2800, 2801, 2853, 2913, 2926, 2948, 2949, 2955, 2958, 2967, 2970, 2972, 2974, 2995, 3010, 3042, 3079, 3126, 3128, 3170, 3196, 3278, 3279, 3288, 3298, 3312, 3335, 3341, 3380, 3387, 3397, 3422, 3424, 3433, 3445, 3453, 3461, 3475, 3476, 3477, 3491, 3570, 3603, 3608, 3616, 3620, 3633, 3645, 3647, 3648, 3650, 3652, 3653, 3657, 3662, 3668, 3676, 3679, 3724, 3733, 3737, 3738, 3739, 3740, 3741, 3742, 3743, 3744, 3745, 3746, 3747, 3748, 3749, 3750, 3751, 3752, 3753, 3754, 3755, 3756, 3757, 3758, 3759, 3760 and 3767.**

If you have questions, please contact my Chief of Staff, Tim Mapes, at 782-6360.

With kindest personal regards, I remain

Sincerely yours,

s/Michael J. Madigan  
Speaker of the House

May 18, 2007

Mark Mahoney  
Chief Clerk of the House  
402 State House  
Springfield, IL 62706

Dear Clerk Mahoney:

Please be advised that I am extending the Committee Deadline to May 25, 2007 for the following Senate Bills:

**SENATE BILLS 4, 8, 12, 13, 15, 20, 26, 27, 33, 48, 50, 54, 57, 62, 65, 66, 73, 77, 82, 83, 101, 113, 115, 119, 120, 122, 124, 128, 137, 138, 143, 150, 153, 155, 162, 165, 169, 171, 175, 184, 194, 198, 201, 206, 211, 216, 220, 222, 223, 229, 234, 243, 253, 259, 262, 266, 270, 280, 284, 290, 309, 310, 314, 319, 325, 326, 327, 337, 357, 365, 368, 381, 384, 385, 388, 389, 391, 392, 393, 394, 395, 420, 433, 434, 437, 439, 450, 456, 487, 488, 489, 493, 509, 519, 527, 529, 531, 543, 546, 571, 574, 576, 581, 591, 593, 607, 644, 647, 662, 673, 697, 710, 719, 725, 733, 735, 765, 767, 774, 794, 809, 810, 811, 824, 826, 829, 842, 844, 934, 996, 1006, 1007, 1047, 1167, 1169, 1180, 1183, 1184, 1227, 1228, 1245, 1248, 1250, 1260, 1276, 1287, 1299, 1305, 1317, 1318, 1324, 1327, 1347, 1348, 1361, 1362, 1368, 1369, 1370, 1380, 1381, 1383, 1397, 1414, 1415, 1418, 1422, 1424, 1426, 1428, 1435, 1446, 1448, 1452, 1453, 1457, 1468, 1479, 1481, 1511, 1514, 1529, 1539, 1559, 1568, 1575, 1581, 1617, 1653, 1656, 1664, 1680, 1686, 1697, 1704 and 1746.**

If you have questions, please contact my Chief of Staff, Tim Mapes, at 782-6360.

With kindest personal regards, I remain

Sincerely yours,  
s/Michael J. Madigan  
Speaker of the House

#### **REPORT FROM THE COMMITTEE ON RULES**

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on May 18, 2007, reported the same back with the following recommendations:

#### **LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:**

That the bill be reported "approved for consideration" and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 2135.

That the Floor Amendment be reported "recommends be adopted":

- Amendment No. 3 to HOUSE BILL 1478.
- Amendment No. 3 to HOUSE BILL 2377.
- Amendment No. 1 to HOUSE JOINT RESOLUTION 36.
- Amendment No. 1 to SENATE BILL 148.
- Amendment No. 2 to SENATE BILL 214.
- Amendment No. 1 to SENATE BILL 705.
- Amendment No. 2 to SENATE BILL 935.
- Amendment No. 1 to SENATE BILL 1226.
- Amendment No. 2 to SENATE BILL 1257.

**LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:**

Drivers Education & Safety: SENATE BILL 1318.  
 Electric Utility Oversight: HOUSE AMENDMENT No. 4 to SENATE BILL 1366.  
 Elementary & Secondary Education: HOUSE AMENDMENT No. 2 to HOUSE BILL 2233; HOUSE AMENDMENT No. 4 to HOUSE BILL 3170.  
 Executive: SENATE BILLS 4, 487, 1481 and 1697.  
 Higher Education: SENATE BILL 1446; SENATE JOINT RESOLUTION 2.  
 Human Services: SENATE BILLS 15 and 175; SENATE JOINT RESOLUTION 26.  
 Judiciary I - Civil Law: SENATE BILLS 229, 234, 593 and 1435.  
 Judiciary II - Criminal Law: SENATE BILLS 165, 607, 1397 and 1428; SENATE JOINT RESOLUTION 9.  
 Labor: SENATE BILL 1529; HOUSE AMENDMENT No. 5 to HOUSE BILL 1631.  
 Revenue: SENATE BILL 27; HOUSE AMENDMENT No. 2 to HOUSE BILL 2949.  
 State Government Administration: SENATE BILLS 767 and 1448; SENATE JOINT RESOLUTIONS 1, 3, 5, 21 and 30.  
 Transportation and Motor Vehicles: SENATE BILL 26; SENATE JOINT RESOLUTION 28.

**CHIEF SPONSOR CHANGE ASSIGNED TO RULES COMMITTEE:**

With the consent of the Rules Committee, Representative Brauer was removed as principal sponsor, and Representative Ryg became the new principal sponsor of SENATE BILL 765.

The committee roll call vote on the foregoing Legislative Measures is as follows:  
3, Yeas; 0, Nays; 0, Answering Present.

Y Currie(D), Chairperson	A Black(R), Republican Spokesperson
A Hannig(D)	Y Hassert(R)
Y Turner(D)	

**RE-REFERRED TO THE COMMITTEE ON RULES**

The following bill was re-referred to the Committee on Rules pursuant to Rule 19(a) SENATE BILL 68.

**MOTIONS SUBMITTED**

Representative Nekritz submitted the following written motion, which was referred to the Committee on Rules:

**MOTION**

I move to concur with Senate Amendment No. 1 to HOUSE BILL 508.

Representative Chapa LaVia submitted the following written motion, which was referred to the Committee on Rules:

**MOTION**

I move to concur with Senate Amendment No. 1 to HOUSE BILL 668.

Representative Pihos submitted the following written motion, which was referred to the Committee on Rules:

**MOTION**

I move to concur with Senate Amendment No. 1 to HOUSE BILL 1030.

Representative Coulson submitted the following written motion, which was referred to the Committee on Rules:

**MOTION**

I move to concur with Senate Amendment No. 1 to HOUSE BILL 816.

Representative Moffitt submitted the following written motion, which was referred to the Committee on Rules:

**MOTION**

I move to concur with Senate Amendment No. 1 to HOUSE BILL 1921.

Representative Riley submitted the following written motion, which was placed on the order of Motions in Writing:

**MOTION**

Pursuant to Rule 60(b), I move to table SENATE BILL 270.

**FISCAL NOTES SUPPLIED**

Fiscal Notes have been supplied for SENATE BILLS 172, 488, 572, 682, 1174 and 1460.

**LAND CONVEYANCE APPRAISAL NOTES SUPPLIED**

Land Conveyance Appraisal Notes have been supplied for SENATE BILLS 262, 488, 499 and 627.

**JUDICIAL NOTES SUPPLIED**

Judicial Notes have been supplied for SENATE BILLS 262, 488, 499 and 627.

**STATE DEBT IMPACT NOTES SUPPLIED**

State Debt Impact Notes have been supplied for SENATE BILLS 262, 488, 499 and 627.

**HOUSING AFFORDABILITY IMPACT NOTES SUPPLIED**

Housing Affordability Impact Notes have been supplied for SENATE BILLS 262, 488, 499 and 627.

**PENSION NOTES SUPPLIED**

Pension Notes have been supplied for SENATE BILLS 262, 488, 499 and 627.

**REQUEST FOR FISCAL NOTES**

Representative Beaubien requested that Fiscal Notes be supplied for SENATE BILLS 843, 1099 and 1253.

Representative Hassert requested that a Fiscal Note be supplied for SENATE BILL 472, as amended.

Representative Reis requested that a Fiscal Note be supplied for SENATE BILL 715.

Representative Lang requested that a Fiscal Note be supplied for SENATE BILL 1360.

#### **REQUEST FOR STATE MANDATES FISCAL NOTE**

Representative Hassert requested that a State Mandates Fiscal Note be supplied for SENATE BILL 472, as amended.

Representative Reis requested that a State Mandates Fiscal Note be supplied for SENATE BILL 715.

Representative Lang requested that a State Mandates Fiscal Note be supplied for SENATE BILL 1360.

#### **REQUEST FOR HOME RULE NOTE**

Representative Reis requested that a Home Rule Note be supplied for SENATE BILL 715.

#### **REQUEST FOR BALANCED BUDGET NOTE**

Representative Lang requested that a Balanced Budget Note be supplied for SENATE BILL 1360.

#### **REQUEST FOR STATE DEBT IMPACT NOTE**

Representative Lang requested that a State Debt Impact Note be supplied for SENATE BILL 1360.

#### **MESSAGES FROM THE SENATE**

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of a bill of the following title to-wit:

HOUSE BILL 3393

A bill for AN ACT concerning fees.

Together with the attached amendment thereto (which amendment has been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:

Senate Amendment No. 2 to HOUSE BILL NO. 3393

Passed the Senate, as amended, May 18, 2007.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 2. Amend House Bill 3393 by replacing everything after the enacting clause with the following:

"Section 5. The State Finance Act is amended by adding Sections 5.675 and 6z-69 as follows:

(30 ILCS 105/5.675 new)

Sec. 5.675. The Married Families Domestic Violence Fund.

(30 ILCS 105/6z-69 new)

Sec. 6z-69. Married Families Domestic Violence Fund. The Married Families Domestic Violence Fund is created as a special fund in the State treasury. Subject to appropriation and subject to approval by the Attorney General, the moneys in the Fund shall be paid as grants to public or private nonprofit agencies solely for the purposes of facilitating or providing free domestic violence legal advocacy, assistance, or services to married or formerly married victims of domestic violence related to order of protection proceedings, dissolution of marriage proceedings, declaration of invalidity of marriage proceedings, legal



separation proceedings, child custody proceedings, visitation proceedings, or other proceedings for civil remedies for domestic violence. The Attorney General shall adopt rules concerning application for and disbursement of the moneys in the Fund.

Section 10. The Counties Code is amended by changing Sections 4-4001 and 4-12003 as follows:

(55 ILCS 5/4-4001) (from Ch. 34, par. 4-4001)

Sec. 4-4001. County Clerks; counties of first and second class. The fees of the county clerk in counties of the first and second class, except when increased by county ordinance pursuant to the provisions of this Section, shall be:

For each official copy of any process, file, record or other instrument of and pertaining to his office, 50¢ for each 100 words, and \$1 additional for certifying and sealing the same.

For filing any paper not herein otherwise provided for, \$1, except that no fee shall be charged for filing a Statement of economic interest pursuant to the Illinois Governmental Ethics Act or reports made pursuant to Article 9 of The Election Code.

For issuance of fireworks permits, \$2.

For issuance of liquor licenses, \$5.

For filing and recording of the appointment and oath of each public official, \$3.

For officially certifying and sealing each copy of any process, file, record or other instrument of and pertaining to his office, \$1.

For swearing any person to an affidavit, \$1.

For issuing each license in all matters except where the fee for the issuance thereof is otherwise fixed, \$4.

For issuing each marriage license, the certificate thereof, and for recording the same, including the recording of the parent's or guardian's consent where indicated, ~~\$20~~ ~~\$15~~. \$5 from all marriage license fees shall be remitted by the clerk to the State Treasurer for deposit into the Married Families Domestic Violence Fund.

For taking and certifying acknowledgments to any instrument, except where herein otherwise provided for, \$1.

For issuing each certificate of appointment or commission, the fee for which is not otherwise fixed by law, \$1.

For cancelling tax sale and issuing and sealing certificates of redemption, \$3.

For issuing order to county treasurer for redemption of forfeited tax, \$2.

For trying and sealing weights and measures by county standard, together with all actual expenses in connection therewith, \$1.

For services in case of estrays, \$2.

The following fees shall be allowed for services attending the sale of land for taxes, and shall be charged as costs against the delinquent property and be collected with the taxes thereon:

For services in attending the tax sale and issuing certificate of sale and sealing the same, for each tract or town lot sold, \$4.

For making list of delinquent lands and town lots sold, to be filed with the Comptroller, for each tract or town lot sold, 10¢.

The foregoing fees allowed by this Section are the maximum fees that may be collected from any officer, agency, department or other instrumentality of the State. The county board may, however, by ordinance, increase the fees allowed by this Section and collect such increased fees from all persons and entities other than officers, agencies, departments and other instrumentalities of the State if the increase is justified by an acceptable cost study showing that the fees allowed by this Section are not sufficient to cover the cost of providing the service.

A Statement of the costs of providing each service, program and activity shall be prepared by the county board. All supporting documents shall be public record and subject to public examination and audit. All direct and indirect costs, as defined in the United States Office of Management and Budget Circular A-87, may be included in the determination of the costs of each service, program and activity.

The county clerk in all cases may demand and receive the payment of all fees for services in advance so far as the same can be ascertained.

The county board of any county of the first or second class may by ordinance authorize the county clerk to impose an additional \$2 charge for certified copies of vital records as defined in Section 1 of the Vital Records Act, for the sole purpose of defraying the cost of converting the county clerk's document storage system for vital records as defined in Section 1 of the Vital Records Act to computers or micrographics, and for maintaining such system.

The county board of any county of the first or second class may by ordinance authorize the county treasurer to establish a special fund for deposit of the additional charge. Moneys in the special fund shall be used solely to provide the equipment, material and necessary expenses incurred to help defray the cost of implementing and maintaining such document storage system.

(Source: P.A. 86-962.)

(55 ILCS 5/4-12003) (from Ch. 34, par. 4-12003)

Sec. 4-12003. Fees of county clerk in third class counties. The fees of the county clerk in counties of the third class are:

For issuing each marriage license, sealing, filing and recording the same and the certificate thereto (one charge), ~~\$35~~ ~~\$30~~. \$5 from all marriage license fees shall be remitted by the clerk to the State Treasurer for deposit into the Married Families Domestic Violence Fund.

For taking, certifying to and sealing the acknowledgment of a deed, power of attorney, or other writing, \$1.

For filing and entering certificates in case of estrays, and furnishing notices for publication thereof (one charge), \$1.50.

For recording all papers and documents required by law to be recorded in the office of the county clerk, \$2 plus 30¢ for every 100 words in excess of 600 words.

For certificate and seal, not in a case in a court whereof he is clerk, \$1.

For making and certifying a copy of any record or paper in his office, \$2 for every page.

For filing papers in his office, 50¢ for each paper filed, except that no fee shall be charged for filing a Statement of economic interest pursuant to the Illinois Governmental Ethics Act or reports made pursuant to Article 9 of The Election Code.

For making transcript of taxable property for the assessors, 8¢ for each tract of land or town lot. For extending other than State and county taxes, 8¢ for each tax on each tract or lot, and 8¢ for each person's personal tax, to be paid by the authority for whose benefit the transcript is made and the taxes extended. The county clerk shall certify to the county collector the amount due from each authority for such services and the collector in his settlement with such authority shall reserve such amount from the amount payable by him to such authority.

For adding and bringing forward with current tax warrants amounts due for forfeited or withdrawn special assessments, 8¢ for each lot or tract of land described and transcribed.

For computing and extending each assessment or installment thereof and interest, 8¢ on each description; and for computing and extending each penalty, 8¢ on each description. These fees shall be paid by the city, village, or taxing body for whose benefit the transcript is made and the assessment and penalties are extended. The county clerk shall certify to the county collector the amount due from each city, village or taxing body, for such services, and the collector in his settlement with such taxing body shall reserve such amount from the amount payable by him to such city, village or other taxing body.

For cancelling certificates of sale, \$4 for each tract or lot.

For making search and report of general taxes and special assessments for use in the preparation of estimate of cost of redemption from sales or forfeitures or withdrawals or for use in the preparation of estimate of cost of purchase of forfeited property, or for use in preparation of order on the county collector for searches requested by buyers at annual tax sale, for each lot or tract, \$4 for the first year searched, and \$2 for each additional year or fraction thereof.

For preparing from tax search report estimate of cost of redemption concerning property sold, forfeited or withdrawn for non-payment of general taxes and special assessments, if any, \$1 for each lot or tract.

For certificate of deposit for redemption, \$4.

For preparing from tax search report estimate of and order to county collector to receive amount necessary to redeem or purchase lands or lots forfeited for non-payment of general taxes, \$3 for each lot or tract.

For preparing from tax search report estimate of and order to county collector to receive amount necessary to redeem or purchase lands or lots forfeited for non-payment of special assessments, \$4 for each lot or tract.

For issuing certificate of sale of forfeited property, \$10.

For noting on collector's warrants tax sales subject to redemption, 20¢ for each tract or lot of land, to be paid by either the person making the redemption from tax sale, the person surrendering the certificate of sale for cancellation, or the person taking out tax deed.

For noting on collector's warrant special assessments withdrawn from collection 20¢ for each tract or lot of land, to be charged against the lot assessed in the withdrawn special assessment when brought forward

with current tax or when redeemed by the county clerk. The county clerk shall certify to the county collector the amount due from each city, village or taxing body for such fees, each year, and the county collector in his settlement with such taxing body shall reserve such amount from the amount payable by him to such taxing body.

For taking and approving official bond of a town assessor, filing and recording same, and issuing certificate of election or qualification to such official or to the Secretary of State, \$10, to be paid by the officer-elect.

For certified copies of plats, 20¢ for each lot shown in copy, but no charge less than \$4.

For tax search and issuing Statement regarding same on new plats to be recorded, \$10.

For furnishing written description in conformity with permanent real estate index number, \$2 for each written description.

The following fees shall be allowed for services in matters of taxes and assessments, and shall be charged as costs against the delinquent property, and collected with the taxes thereon:

For entering judgment, 8¢ for each tract or lot.

For services in attending the tax sale and issuing certificates of sale and sealing the same, \$10 for each tract or lot.

For making list of delinquent lands and town lots sold, to be filed with the State Comptroller, 10¢ for each tract or lot sold.

The following fees shall be audited and allowed by the board of county commissioners and paid from the county treasury.

For computing State or county taxes, on each description of real estate and each person's, firm's or corporation's personal property tax, for each extension of each tax, 4¢, which shall include the transcribing of the collector's books.

For computing, extending and bringing forward, and adding to the current tax, the amount due for general taxes on lands and lots previously forfeited to the State, for each extension of each tax, 4¢ for the first year, and for computing and extending the tax and penalty for each additional year, 6¢.

For making duplicate or triplicate sets of books, containing transcripts of taxable property, for the board of assessors and board of review, 3¢ for each description entered in each book.

For filing, indexing and recording or binding each birth, death or stillbirth certificate or report, 15¢, which fee shall be in full for all services in connection therewith, including the keeping of accounts with district registrars.

For posting new subdivisions or plats in official atlases, 25¢ for each lot.

For compiling new sheets for atlases, 20¢ for each lot.

For compiling new atlases, including necessary record searches, 25¢ for each lot.

For investigating and reporting on each new plat, referred to county clerk, \$2.

For attending sessions of the board of county commissioners thereof, \$5 per day, for each clerk in attendance.

For recording proceedings of the board of county commissioners, 15¢ per 100 words.

For filing papers which must be kept in office of comptroller of Cook County, 10¢ for each paper filed.

For filing and indexing contracts, bonds, communications, and other such papers which must be kept in office of comptroller of Cook County, 15¢ for each document.

For swearing any person to necessary affidavits relating to the correctness of claims against the county, 25¢.

For issuing warrants in payment of salaries, supplies and other accounts, and all necessary auditing and bookkeeping work in connection therewith, 10¢ each.

The fee requirements of this Section do not apply to units of local government or school districts.

(Source: P.A. 86-962; 87-669.)".

The foregoing message from the Senate reporting Senate Amendment No. 2 to HOUSE BILL 3393 was placed on the Calendar on the order of Concurrence.

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of a bill of the following title to-wit:

HOUSE BILL 3412

A bill for AN ACT concerning transportation.

Together with the attached amendment thereto (which amendment has been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:

Senate Amendment No. 1 to HOUSE BILL NO. 3412

Passed the Senate, as amended, May 18, 2007.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 3412, on page 1, by replacing lines 7 and 8 with the following:

"(a) The taxi driver's picture, the taxi driver's license or registration number, and the taxicab medallion number or an exterior identification number must be posted in a visible location in"; and on page 1, by replacing lines 12 through 14 with the following: "driver is operating the taxicab in a reckless manner."

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 3412 was placed on the Calendar on the order of Concurrence.

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of a bill of the following title to-wit:

HOUSE BILL 3463

A bill for AN ACT concerning finance.

Together with the attached amendment thereto (which amendment has been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:

Senate Amendment No. 1 to HOUSE BILL NO. 3463

Passed the Senate, as amended, May 18, 2007.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 3463 by replacing everything after the enacting clause with the following:

"Section 5. The Build Illinois Bond Act is amended by changing Section 4 as follows:

(30 ILCS 425/4) (from Ch. 127, par. 2804)

Sec. 4. Purposes of Bonds. Bonds shall be issued for the following purposes and in the approximate amounts as set forth below:

(a) \$2,417,000,000 for the expenses of issuance and sale of Bonds, including bond discounts, and for planning, engineering, acquisition, construction, reconstruction, development, improvement and extension of the public infrastructure in the State of Illinois, including: the making of loans or grants to local governments for waste disposal systems, water and sewer line extensions and water distribution and purification facilities, rail or air or water port improvements, gas and electric utility extensions, publicly owned industrial and commercial sites, buildings used for public administration purposes and other public infrastructure capital improvements; the making of loans or grants to units of local government for financing and construction of wastewater facilities, including grants to serve unincorporated areas; refinancing or retiring bonds issued between January 1, 1987 and January 1, 1990 by home rule municipalities, debt service on which is provided from a tax imposed by home rule municipalities prior to January 1, 1990 on the sale of food and drugs pursuant to Section 8-11-1 of the Home Rule Municipal Retailers' Occupation Tax Act or Section 8-11-5 of the Home Rule Municipal Service Occupation Tax Act; the making of deposits not to exceed \$70,000,000 in the aggregate into the Water Pollution Control Revolving Fund to provide assistance in accordance with the provisions of Title IV-A of the Environmental Protection Act; the planning, engineering, acquisition, construction, reconstruction, alteration, expansion, extension and improvement of highways, bridges, structures separating highways and railroads, rest areas, interchanges, access roads to and from any State or local highway and other transportation improvement

projects which are related to economic development activities; the making of loans or grants for planning, engineering, rehabilitation, improvement or construction of rail and transit facilities; the planning, engineering, acquisition, construction, reconstruction and improvement of watershed, drainage, flood control, recreation and related improvements and facilities, including expenses related to land and easement acquisition, relocation, control structures, channel work and clearing and appurtenant work; the making of grants for improvement and development of zoos and park district field houses and related structures; and the making of grants for improvement and development of Navy Pier and related structures.

(b) \$186,000,000 for fostering economic development and increased employment and the well being of the citizens of Illinois, including: the making of grants for improvement and development of McCormick Place and related structures; the planning and construction of a microelectronics research center, including the planning, engineering, construction, improvement, renovation and acquisition of buildings, equipment and related utility support systems; the making of loans to businesses and investments in small businesses; acquiring real properties for industrial or commercial site development; acquiring, rehabilitating and reconveying industrial and commercial properties for the purpose of expanding employment and encouraging private and other public sector investment in the economy of Illinois; the payment of expenses associated with siting the Superconducting Super Collider Particle Accelerator in Illinois and with its acquisition, construction, maintenance, operation, promotion and support; the making of loans for the planning, engineering, acquisition, construction, improvement and conversion of facilities and equipment which will foster the use of Illinois coal; the payment of expenses associated with the promotion, establishment, acquisition and operation of small business incubator facilities and agribusiness research facilities, including the lease, purchase, renovation, planning, engineering, construction and maintenance of buildings, utility support systems and equipment designated for such purposes and the establishment and maintenance of centralized support services within such facilities; and the making of grants or loans to units of local government for Urban Development Action Grant and Housing Partnership programs.

(c) \$1,052,358,100 for the development and improvement of educational, scientific, technical and vocational programs and facilities and the expansion of health and human services for all citizens of Illinois, including: the making of construction and improvement grants and loans to public libraries and library systems; the making of grants and loans for planning, engineering, acquisition and construction of a new State central library in Springfield; the planning, engineering, acquisition and construction of an animal and dairy sciences facility; the planning, engineering, acquisition and construction of a campus and all related buildings, facilities, equipment and materials for Richland Community College; the acquisition, rehabilitation and installation of equipment and materials for scientific and historical surveys; the making of grants or loans for distribution to eligible vocational education instructional programs for the upgrading of vocational education programs, school shops and laboratories, including the acquisition, rehabilitation and installation of technical equipment and materials; the making of grants or loans for distribution to eligible local educational agencies for the upgrading of math and science instructional programs, including the acquisition of instructional equipment and materials; miscellaneous capital improvements for universities and community colleges including the planning, engineering, construction, reconstruction, remodeling, improvement, repair and installation of capital facilities and costs of planning, supplies, equipment, materials, services, and all other required expenses; the making of grants or loans for repair, renovation and miscellaneous capital improvements for privately operated colleges and universities and community colleges, including the planning, engineering, acquisition, construction, reconstruction, remodeling, improvement, repair and installation of capital facilities and costs of planning, supplies, equipment, materials, services, and all other required expenses; and the making of grants or loans for distribution to local governments for hospital and other health care facilities including the planning, engineering, acquisition, construction, reconstruction, remodeling, improvement, repair and installation of capital facilities and costs of planning, supplies, equipment, materials, services and all other required expenses.

(d) \$150,150,900 for protection, preservation, restoration and conservation of environmental and natural resources, including: the making of grants to soil and water conservation districts for the planning and implementation of conservation practices and for funding contracts with the Soil Conservation Service for watershed planning; the making of grants to units of local government for the capital development and improvement of recreation areas, including planning and engineering costs, sewer projects, including planning and engineering costs and water projects, including planning and engineering costs, and for the acquisition of open space lands, including the acquisition of easements and other property interests of less than fee simple ownership; the acquisition and related costs and development and management of natural heritage lands, including natural areas and areas providing habitat for endangered species and nongame

wildlife, and buffer area lands; the acquisition and related costs and development and management of habitat lands, including forest, wildlife habitat and wetlands; and the removal and disposition of hazardous substances, including the cost of project management, equipment, laboratory analysis, and contractual services necessary for preventative and corrective actions related to the preservation, restoration and conservation of the environment, including deposits not to exceed \$60,000,000 in the aggregate into the Hazardous Waste Fund and the Brownfields Redevelopment Fund for improvements in accordance with the provisions of Titles V and XVII of the Environmental Protection Act.

(e) The amount specified in paragraph (a) above shall include an amount necessary to pay reasonable expenses of each issuance and sale of the Bonds, as specified in the related Bond Sale Order (hereinafter defined).

(f) Any unexpended proceeds from any sale of Bonds which are held in the Build Illinois Bond Fund may be used to redeem, purchase, advance refund, or defease any Bonds outstanding.

(Source: P.A. 91-39, eff. 6-15-99; 91-53, eff. 6-30-99; 91-709, eff. 5-17-00; 92-9, eff. 6-11-01; 92-598, eff. 6-28-02.)

Section 10. The Environmental Protection Act is amended by changing Section 4 as follows:

(415 ILCS 5/4) (from Ch. 111 1/2, par. 1004)

Sec. 4. Environmental Protection Agency; establishment; duties.

(a) There is established in the Executive Branch of the State Government an agency to be known as the Environmental Protection Agency. This Agency shall be under the supervision and direction of a Director who shall be appointed by the Governor with the advice and consent of the Senate. The term of office of the Director shall expire on the third Monday of January in odd numbered years, provided that he or she shall hold office until a successor is appointed and has qualified. The Director shall receive an annual salary as set by the Governor from time to time or as set by the Compensation Review Board, whichever is greater. If set by the Governor, the Director's annual salary may not exceed 85% of the Governor's annual salary. The Director, in accord with the Personnel Code, shall employ and direct such personnel, and shall provide for such laboratory and other facilities, as may be necessary to carry out the purposes of this Act. In addition, the Director may by agreement secure such services as he or she may deem necessary from any other department, agency, or unit of the State Government, and may employ and compensate such consultants and technical assistants as may be required.

(b) The Agency shall have the duty to collect and disseminate such information, acquire such technical data, and conduct such experiments as may be required to carry out the purposes of this Act, including ascertainment of the quantity and nature of discharges from any contaminant source and data on those sources, and to operate and arrange for the operation of devices for the monitoring of environmental quality.

(c) The Agency shall have authority to conduct a program of continuing surveillance and of regular or periodic inspection of actual or potential contaminant or noise sources, of public water supplies, and of refuse disposal sites.

(d) In accordance with constitutional limitations, the Agency shall have authority to enter at all reasonable times upon any private or public property for the purpose of:

(1) Inspecting and investigating to ascertain possible violations of this Act, any rule

or regulation adopted under this Act, any permit or term or condition of a permit, or any Board order; or

(2) In accordance with the provisions of this Act, taking whatever preventive or corrective action, including but not limited to removal or remedial action, that is necessary or appropriate whenever there is a release or a substantial threat of a release of (A) a hazardous substance or pesticide or (B) petroleum from an underground storage tank.

(e) The Agency shall have the duty to investigate violations of this Act, any rule or regulation adopted under this Act, any permit or term or condition of a permit, or any Board order; to issue administrative citations as provided in Section 31.1 of this Act; and to take such summary enforcement action as is provided for by Section 34 of this Act.

(f) The Agency shall appear before the Board in any hearing upon a petition for variance, the denial of a permit, or the validity or effect of a rule or regulation of the Board, and shall have the authority to appear before the Board in any hearing under the Act.

(g) The Agency shall have the duty to administer, in accord with Title X of this Act, such permit and certification systems as may be established by this Act or by regulations adopted thereunder. The Agency may enter into written delegation agreements with any department, agency, or unit of State or local government under which all or portions of this duty may be delegated for public water supply storage and

transport systems, sewage collection and transport systems, air pollution control sources with uncontrolled emissions of 100 tons per year or less and application of algicides to waters of the State. Such delegation agreements will require that the work to be performed thereunder will be in accordance with Agency criteria, subject to Agency review, and shall include such financial and program auditing by the Agency as may be required.

(h) The Agency shall have authority to require the submission of complete plans and specifications from any applicant for a permit required by this Act or by regulations thereunder, and to require the submission of such reports regarding actual or potential violations of this Act, any rule or regulation adopted under this Act, any permit or term or condition of a permit, or any Board order, as may be necessary for the purposes of this Act.

(i) The Agency shall have authority to make recommendations to the Board for the adoption of regulations under Title VII of the Act.

(j) The Agency shall have the duty to represent the State of Illinois in any and all matters pertaining to plans, procedures, or negotiations for interstate compacts or other governmental arrangements relating to environmental protection.

(k) The Agency shall have the authority to accept, receive, and administer on behalf of the State any grants, gifts, loans, indirect cost reimbursements, or other funds made available to the State from any source for purposes of this Act or for air or water pollution control, public water supply, solid waste disposal, noise abatement, or other environmental protection activities, surveys, or programs. Any federal funds received by the Agency pursuant to this subsection shall be deposited in a trust fund with the State Treasurer and held and disbursed by him in accordance with Treasurer as Custodian of Funds Act, provided that such monies shall be used only for the purposes for which they are contributed and any balance remaining shall be returned to the contributor.

The Agency is authorized to promulgate such regulations and enter into such contracts as it may deem necessary for carrying out the provisions of this subsection.

(l) The Agency is hereby designated as water pollution agency for the state for all purposes of the Federal Water Pollution Control Act, as amended; as implementing agency for the State for all purposes of the Safe Drinking Water Act, Public Law 93-523, as now or hereafter amended, except Section 1425 of that Act; as air pollution agency for the state for all purposes of the Clean Air Act of 1970, Public Law 91-604, approved December 31, 1970, as amended; and as solid waste agency for the state for all purposes of the Solid Waste Disposal Act, Public Law 89-272, approved October 20, 1965, and amended by the Resource Recovery Act of 1970, Public Law 91-512, approved October 26, 1970, as amended, and amended by the Resource Conservation and Recovery Act of 1976, (P.L. 94-580) approved October 21, 1976, as amended; as noise control agency for the state for all purposes of the Noise Control Act of 1972, Public Law 92-574, approved October 27, 1972, as amended; and as implementing agency for the State for all purposes of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (P.L. 96-510), as amended; and otherwise as pollution control agency for the State pursuant to federal laws integrated with the foregoing laws, for financing purposes or otherwise. The Agency is hereby authorized to take all action necessary or appropriate to secure to the State the benefits of such federal Acts, provided that the Agency shall transmit to the United States without change any standards adopted by the Pollution Control Board pursuant to Section 5(c) of this Act. This subsection (l) of Section 4 shall not be construed to bar or prohibit the Environmental Protection Trust Fund Commission from accepting, receiving, and administering on behalf of the State any grants, gifts, loans or other funds for which the Commission is eligible pursuant to the Environmental Protection Trust Fund Act. The Agency is hereby designated as the State agency for all purposes of administering the requirements of Section 313 of the federal Emergency Planning and Community Right-to-Know Act of 1986.

Any municipality, sanitary district, or other political subdivision, or any Agency of the State or interstate Agency, which makes application for loans or grants under such federal Acts shall notify the Agency of such application; the Agency may participate in proceedings under such federal Acts.

(m) The Agency shall have authority, consistent with Section 5(c) and other provisions of this Act, and for purposes of Section 303(e) of the Federal Water Pollution Control Act, as now or hereafter amended, to engage in planning processes and activities and to develop plans in cooperation with units of local government, state agencies and officers, and other appropriate persons in connection with the jurisdiction or duties of each such unit, agency, officer or person. Public hearings shall be held on the planning process, at which any person shall be permitted to appear and be heard, pursuant to procedural regulations promulgated by the Agency.

(n) In accordance with the powers conferred upon the Agency by Sections 10(g), 13(b), 19, 22(d) and 25

of this Act, the Agency shall have authority to establish and enforce minimum standards for the operation of laboratories relating to analyses and laboratory tests for air pollution, water pollution, noise emissions, contaminant discharges onto land and sanitary, chemical, and mineral quality of water distributed by a public water supply. The Agency may enter into formal working agreements with other departments or agencies of state government under which all or portions of this authority may be delegated to the cooperating department or agency.

(o) The Agency shall have the authority to issue certificates of competency to persons and laboratories meeting the minimum standards established by the Agency in accordance with Section 4(n) of this Act and to promulgate and enforce regulations relevant to the issuance and use of such certificates. The Agency may enter into formal working agreements with other departments or agencies of state government under which all or portions of this authority may be delegated to the cooperating department or agency.

(p) Except as provided in Section 17.7, the Agency shall have the duty to analyze samples as required from each public water supply to determine compliance with the contaminant levels specified by the Pollution Control Board. The maximum number of samples which the Agency shall be required to analyze for microbiological quality shall be 6 per month, but the Agency may, at its option, analyze a larger number each month for any supply. Results of sample analyses for additional required bacteriological testing, turbidity, residual chlorine and radionuclides are to be provided to the Agency in accordance with Section 19. Owners of water supplies may enter into agreements with the Agency to provide for reduced Agency participation in sample analyses.

(q) The Agency shall have the authority to provide notice to any person who may be liable pursuant to Section 22.2(f) of this Act for a release or a substantial threat of a release of a hazardous substance or pesticide. Such notice shall include the identified response action and an opportunity for such person to perform the response action.

(r) The Agency may enter into written delegation agreements with any unit of local government under which it may delegate all or portions of its inspecting, investigating and enforcement functions. Such delegation agreements shall require that work performed thereunder be in accordance with Agency criteria and subject to Agency review. Notwithstanding any other provision of law to the contrary, no unit of local government shall be liable for any injury resulting from the exercise of its authority pursuant to such a delegation agreement unless the injury is proximately caused by the willful and wanton negligence of an agent or employee of the unit of local government, and any policy of insurance coverage issued to a unit of local government may provide for the denial of liability and the nonpayment of claims based upon injuries for which the unit of local government is not liable pursuant to this subsection (r).

(s) The Agency shall have authority to take whatever preventive or corrective action is necessary or appropriate, including but not limited to expenditure of monies appropriated from the Build Illinois Bond Fund and the Build Illinois Purposes Fund for removal or remedial action, whenever any hazardous substance or pesticide is released or there is a substantial threat of such a release into the environment. The State, the Director, and any State employee shall be indemnified for any damages or injury arising out of or resulting from any action taken under this subsection. The Director of the Agency is authorized to enter into such contracts and agreements as are necessary to carry out the Agency's duties under this subsection.

(t) The Agency shall have authority to distribute grants, subject to appropriation by the General Assembly, to units of local government for financing and construction of ~~municipal~~ wastewater facilities in both incorporated and unincorporated areas. With respect to all monies appropriated from the Build Illinois Bond Fund and the Build Illinois Purposes Fund for wastewater facility grants, the Agency shall make distributions in conformity with the rules and regulations established pursuant to the Anti-Pollution Bond Act, as now or hereafter amended.

(u) Pursuant to the Illinois Administrative Procedure Act, the Agency shall have the authority to adopt such rules as are necessary or appropriate for the Agency to implement Section 31.1 of this Act.

(v) (Blank.)

(w) Neither the State, nor the Director, nor the Board, nor any State employee shall be liable for any damages or injury arising out of or resulting from any action taken under subsection (s).

(x)(1) The Agency shall have authority to distribute grants, subject to appropriation by the General Assembly, to units of local government for financing and construction of public water supply facilities. With respect to all monies appropriated from the Build Illinois Bond Fund or the Build Illinois Purposes Fund for public water supply grants, such grants shall be made in accordance with rules promulgated by the Agency. Such rules shall include a requirement for a local match of 30% of the total project cost for projects funded through such grants.

(2) The Agency shall not terminate a grant to a unit of local government for the



financing and construction of public water supply facilities unless and until the Agency adopts rules that set forth precise and complete standards, pursuant to Section 5-20 of the Illinois Administrative Procedure Act, for the termination of such grants. The Agency shall not make determinations on whether specific grant conditions are necessary to ensure the integrity of a project or on whether subagreements shall be awarded, with respect to grants for the financing and construction of public water supply facilities, unless and until the Agency adopts rules that set forth precise and complete standards, pursuant to Section 5-20 of the Illinois Administrative Procedure Act, for making such determinations. The Agency shall not issue a stop-work order in relation to such grants unless and until the Agency adopts precise and complete standards, pursuant to Section 5-20 of the Illinois Administrative Procedure Act, for determining whether to issue a stop-work order.

(y) The Agency shall have authority to release any person from further responsibility for preventive or corrective action under this Act following successful completion of preventive or corrective action undertaken by such person upon written request by the person.

(Source: P.A. 92-574, eff. 6-26-02; 93-152, eff. 7-10-03.)

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

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 3463 was placed on the Calendar on the order of Concurrence.

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of a bill of the following title to-wit:

HOUSE BILL 3614

A bill for AN ACT concerning animals.

Together with the attached amendment thereto (which amendment has been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:

Senate Amendment No. 1 to HOUSE BILL NO. 3614

Passed the Senate, as amended, May 18, 2007.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 3614 as follows:  
on page 1, line 5, by replacing "3.04 and 4.01" with "3.04, 4.01, and 4.04"; and  
on page 7, immediately after line 17, by inserting the following:

"(510 ILCS 70/4.04) (from Ch. 8, par. 704.04)

Sec. 4.04. Injuring or killing police animals, service animals, or search and rescue dogs prohibited. It shall be unlawful for any person to willfully or maliciously torture, mutilate, injure, disable, poison, or kill (i) any animal used by a law enforcement department or agency in the performance of the functions or duties of the department or agency or when placed in confinement off duty, (ii) any service animal, (iii) any search and rescue dog, or (iv) any law enforcement, service, or search and rescue animal in training. However, a police officer or veterinarian may perform euthanasia in emergency situations when delay would cause the animal undue suffering and pain.

A person convicted of violating this Section is guilty of a Class 4 felony ~~A misdemeanor~~ if the animal is not killed or totally disabled; if the animal is killed or totally disabled, the person is guilty of a Class 3 ~~Class 4~~ felony.

(Source: P.A. 91-357, eff. 7-29-99; 92-454, eff. 1-1-02; 92-650, eff. 7-11-02; incorporates 92-723, eff. 1-1-03; revised 10-3-02.)"

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 3614 was placed on the Calendar on the order of Concurrence.

A message from the Senate by  
Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of a bill of the following title to-wit:

HOUSE BILL 3654

A bill for AN ACT concerning education.

Together with the attached amendment thereto (which amendment has been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:

Senate Amendment No. 1 to HOUSE BILL NO. 3654

Passed the Senate, as amended, May 18, 2007.

Deborah Shipley, Secretary of the Senate

AMENDMENT NO. 1. Amend House Bill 3654 on page 11, line 2, after "expenses", by inserting ", such as transportation, tutoring, technology, and technology support,".

The foregoing message from the Senate reporting Senate Amendment No. 1 to HOUSE BILL 3654 was placed on the Calendar on the order of Concurrence.

A message from the Senate by  
Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the passage of bills of the following titles to-wit:

HOUSE BILL NO. 2783

A bill for AN ACT concerning transportation.

HOUSE BILL NO. 2786

A bill for AN ACT concerning insurance.

HOUSE BILL NO. 2858

A bill for AN ACT concerning criminal law.

HOUSE BILL NO. 2918

A bill for AN ACT concerning local government.

HOUSE BILL NO. 2920

A bill for AN ACT concerning local government.

HOUSE BILL NO. 3131

A bill for AN ACT concerning transportation.

HOUSE BILL NO. 3132

A bill for AN ACT concerning transportation.

HOUSE BILL NO. 3165

A bill for AN ACT concerning employment.

HOUSE BILL NO. 3327

A bill for AN ACT concerning education.

HOUSE BILL NO. 3394

A bill for AN ACT concerning State government.

HOUSE BILL NO. 3454

A bill for AN ACT concerning local government.

HOUSE BILL NO. 3455

A bill for AN ACT concerning health.

HOUSE BILL NO. 3487

A bill for AN ACT concerning government.

HOUSE BILL NO. 3504

A bill for AN ACT concerning government.

HOUSE BILL NO. 3573

A bill for AN ACT concerning local government.

HOUSE BILL NO. 3578

A bill for AN ACT concerning public employee benefits.

## HOUSE BILL NO. 3597

A bill for AN ACT concerning local government.

## HOUSE BILL NO. 3604

A bill for AN ACT concerning regulation.

## HOUSE BILL NO. 3621

A bill for AN ACT concerning courts.

## HOUSE BILL NO. 3624

A bill for AN ACT concerning transportation.

## HOUSE BILL NO. 3638

A bill for AN ACT concerning safety.

## HOUSE BILL NO. 3766

A bill for AN ACT concerning criminal law.

Passed by the Senate, May 18, 2007.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the passage of a bill of the following title to-wit:

## HOUSE BILL NO. 3382

A bill for AN ACT concerning offenders.

Passed by the Senate, May 18, 2007.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

## SENATE JOINT RESOLUTION NO. 17

WHEREAS, The Republic of Poland is a free, democratic, and independent nation; and

WHEREAS, In 1999, the United States and the Republic of Poland became formal allies when Poland was granted membership in the North Atlantic Treaty Organization; and

WHEREAS, The Republic of Poland has proven to be an indispensable ally in the global campaign against terrorism; and

WHEREAS, The Republic of Poland has actively participated in Operation Iraqi Freedom and the Iraqi reconstruction, shedding blood along with American soldiers; and

WHEREAS, The President of the United States and other high ranking officials have described Poland as "one of our closest friends"; and

WHEREAS, On April 15, 1991, the Republic of Poland unilaterally repealed the visa obligation to United States citizens traveling to Poland; and

WHEREAS, The United States Department of State's Visa Waiver Program currently allows approximately 23 million citizens from 27 countries to travel to the United States for tourism or business for up to 90 days without having first to obtain visas for entry; and

WHEREAS, The countries that currently participate in the Visa Waiver Program include Andorra, Australia, Austria, Belgium, Brunei, Denmark, Finland, France, Germany, Iceland, Ireland, Italy, Japan, Liechtenstein, Luxembourg, Monaco, the Netherlands, New Zealand, Norway, Portugal, San Marino, Singapore, Slovenia, Spain, Sweden, Switzerland, and the United Kingdom; and

WHEREAS, It is appropriate that the Republic of Poland be made eligible for the United States Department of State's Visa Waiver Program; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that we respectfully urge the President of the United States and the Congress of the United States to make the Republic of Poland eligible for the United States Department of State's Visa Waiver Program; and be it further

RESOLVED, That suitable copies of this resolution be transmitted to the President of the United States, the presiding officers of the United States Senate and the House of Representatives, all members of the Illinois Congressional delegation, and to Dr. Janusz Reiter, the Ambassador of the Republic of Poland to the United States.

Adopted by the Senate, May 18, 2007.

Deborah Shipley, Secretary of the Senate

A message from the Senate by  
Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE JOINT RESOLUTION NO. 22

WHEREAS, In the National Labor Relations Act of 1935 (29 U.S.C. Sec. 151, et seq.) the United States Congress declared it to be the policy of the United States to encourage the practice of collective bargaining by protecting the exercise by workers of full freedom of association, self-organization, and designation of representatives of their own choosing for the purpose of negotiating the terms and conditions of their employment or other mutual aid or protection; and

WHEREAS, The freedom to form or join a union is a fundamental human right; and

WHEREAS, Unions benefit communities by strengthening tax bases, promoting equal treatment, and enhancing civic participation; and

WHEREAS, Fifty-seven million United States workers have indicated that they would join a union if given the opportunity; and

WHEREAS, Even though the nation's workers ostensibly have the freedom to choose whether to organize, in reality they are routinely denied that right; and

WHEREAS, When the right of workers to form a union is violated, wages decline, race and gender pay gaps widen, workplace discrimination increases, and job safety standards lapse; and

WHEREAS, Each year, 20,000 of America's workers are illegally threatened, coerced, or terminated for attempting to form a union; and

WHEREAS, Most violations of workers' freedom to join a union occur behind closed doors, and each year millions of dollars are spent to frustrate workers' efforts to organize; and

WHEREAS, A worker's fundamental right to join a union is a public issue that requires public policy solutions, including legislative remedies; and

WHEREAS, Federal legislation, the Employee Free Choice Act, has been introduced in the United States Congress (H.R. 800) in order to restore workers' freedom to join unions; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that we urge the Congress of the United States of America to enact the Employee Free Choice Act that would protect and preserve the freedom of America's workers to organize and join unions by authorizing the National Labor Relations Board to certify a union as the bargaining representative when a majority of employees voluntarily sign authorization cards (commonly known as "card check" recognition), providing for first contract mediation and arbitration, and establishing meaningful penalties for violations of a worker's right to join a union; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the President pro tempore of the U.S. Senate, the Speaker of the U.S. House of Representatives, and each member of the Illinois congressional delegation.

Adopted by the Senate, May 18, 2007.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE JOINT RESOLUTION NO. 35

WHEREAS, Chronic obstructive pulmonary disease (COPD), also known as chronic bronchitis and emphysema, is the fourth leading cause of death in the United States and the only one of the top 5 causes of death whose prevalence and death rate are rising; and

WHEREAS, COPD is a chronic and progressive disease that impacts over 5,600,000 Illinoisans and 24 million Americans; and

WHEREAS, The annual cost to the nation for COPD in 2004 was estimated to be \$37 billion dollars; and

WHEREAS, Early diagnosis and management of COPD can effectively reduce the overall financial burden of the illness within public programs such as Medicaid; and

WHEREAS, Proper management of COPD can lead to improved quality of life and self-sufficiency on the part of patients with COPD receiving treatment within public programs; and

WHEREAS, Disease management has been demonstrated to reduce overall costs of care and increase quality of life for patients with chronic diseases, especially when targeted to appropriate conditions and patients; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that we hereby support and encourage the Illinois Department of Healthcare and Family Services in its efforts with regard to disease management and including COPD in the Department's chronic care improvement program in an effort to reduce the financial and clinical burden of COPD on the Medicaid program and the citizens of Illinois; and be it further

RESOLVED, That a suitable copy of this resolution be delivered to the Director of Healthcare and Family Services.

Adopted by the Senate, May 18, 2007.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE JOINT RESOLUTION NO. 37

WHEREAS, The wine industry is vital to the health of both Illinois agriculture and tourism; and

WHEREAS, Several wineries in Jackson and Union Counties have banded together as the Shawnee Hills Wine Trail; and

WHEREAS, Portions of the Shawnee Hills Wine Trail traverse Illinois 127 between Aldridge Road and Orchard Hills Road south of Carbondale as well as various county highways in both Jackson and Union Counties; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE

OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that the aforementioned roads be officially named the Shawnee Hills Wine Trail; and be it further

RESOLVED, That the Illinois Department of Transportation, Jackson County, and Union County be directed to erect, at suitable locations consistent with State and federal regulations, appropriate signs along highways under their respective jurisdictions giving notice of the trail; and be it further

RESOLVED, That suitable copies of this resolution be presented to the Shawnee Wine Trail organization, the Director of Agriculture, the Director of Commerce and Economic Opportunity, the counties of Jackson and Union, and the Secretary of Transportation.

Adopted by the Senate, May 18, 2007.

Deborah Shipley, Secretary of the Senate

A message from the Senate by  
Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE JOINT RESOLUTION NO. 40

WHEREAS, The erosion of jobs in the United States due to outsourcing is at a critical all time high; and

WHEREAS, The loss of high-technology Aerospace jobs is destroying this Nation's ability to design, fabricate, and assemble the products needed to defend itself; and

WHEREAS, The current administration in Washington D.C. has elected to wage war in foreign lands; and

WHEREAS, The global war on terrorism has changed the needs of our military and stretched our resources thin; and

WHEREAS, The continued production of the C-17 Globemaster III, a transport aircraft capable of meeting the needs of our Nation's uniformed men and women, is being shutdown; and

WHEREAS, The United States needs additional modern aircraft capable of meeting the needs of Future Combat Systems, current strategic and tactical missions, humanitarian missions, and other requirements placed on our military; and

WHEREAS, The current plan to upgrade older, less reliable C-5's will not fully meet our Nation's needs; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that we stand in support of legislation at the federal level to procure additional C-17 Globemasters beyond the current 190 approved; and be it further

RESOLVED, That by supporting such legislation, the General Assembly of Illinois goes on record as saying the erosion of jobs in the United States must end; and be it further

RESOLVED, That the need to support our uniformed men and women protecting our freedoms and lands must be given due priority by our elected representatives in Washington D.C; and be it further

RESOLVED, That a suitable copy of this resolution be presented to each member of the Illinois congressional delegation.

Adopted by the Senate, May 18, 2007.

Deborah Shipley, Secretary of the Senate

A message from the Senate by  
Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE JOINT RESOLUTION NO. 42

WHEREAS, Due to changes in technology, the global marketplace and population demographics, rural residents and communities in Illinois and throughout the country are facing unprecedented challenges; rural life exhibits a far different profile today than only a few decades ago; and

WHEREAS, Rural Partners is a forum that links individuals, businesses, organizations, and communities with public and private resources to maximize the quality of life and the economic potential of rural Illinois; and

WHEREAS, In 1990, the Governor pledged the continuing support of the State of Illinois in efforts to improve the potential of rural Illinois communities; and

WHEREAS, In 1990, the President recognized the importance of coordinating efforts to improve the economic, social, and environmental conditions of rural America and created the President's Council on Rural America, the precursor to the National Rural Development Partnership, and the State Rural Development Councils; and

WHEREAS, In 2002, Congress, through the Farm Security and Rural Investment Act, authorized the National Rural Development Partnership and its network of State Rural Development Councils to assume responsibility for coordinating actions among all levels of government and between public and private sector entities serving rural America; and

WHEREAS, Rural Partners is recognized by the U.S. Department of Agriculture as one of the 35 State Rural Development Councils nationwide that met the requirements of the Farm Security and Rural Investment Act of 2002; and

WHEREAS, Rural Partners facilitates private and public partnerships that promote collaboration, encourage informed deliberations, and reduce or eliminate duplicative development efforts that support the State's policymakers efforts to encourage investment in Illinois' rural communities; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that we express support for the mission of Rural Partners of Illinois and call for increased investment in the work of the organization.

Adopted by the Senate, May 18, 2007.

Deborah Shipley, Secretary of the Senate

A message from the Senate by  
Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE JOINT RESOLUTION NO. 47

WHEREAS, It is one of the privileges of the General Assembly to pay due honor and respect to persons who devote their lives to the protection and service of the general public; and

WHEREAS, Terry Jay Emerick of Vandalia was killed in a traffic accident on May 25, 1994, while on duty as a police officer for the Illinois Commerce Commission; and

WHEREAS, Officer Emerick was 29 years of age at the time of his death and had served with the Illinois Commerce Commission Police for more than 2 years; and

WHEREAS, Officer Emerick had served with the Hillsboro Police from 1989 to 1991 and previously had served as a deputy and probation officer in Fayette County; and

WHEREAS, Terry Emerick was born March 3, 1965 in Vandalia, the son of Frank and Betty (Carman)

Emerick; and

WHEREAS, Officer Emerick graduated from Vandalia High School in 1983, attended Kaskaskia College for 2 years, and then completed a bachelor's degree at Illinois State University in Normal; and

WHEREAS, Officer Emerick married the former Connie Noyes on August 3, 1991; she lives in Hillsboro with their son, Noah Dean, now 13; and

WHEREAS, A portion of Illinois Route 185 between Hillsboro and Vandalia lies in Montgomery County; and

WHEREAS, Montgomery County officials hope that a portion of the highway can be designated in Officer Emerick's honor; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that a portion of Illinois Route 185 in Montgomery County between Hillsboro and Vandalia be designated the Officer Terry J. Emerick Memorial Highway; and be it further

RESOLVED, That the Illinois Department of Transportation is requested to erect, at a location designated by officials of Montgomery County, consistent with State regulations, a roadside memorial giving notice of the name; and be it further

RESOLVED, That copies of this resolution be delivered to the Secretary of the Illinois Department of Transportation and the Montgomery County Board and that a suitable copy be presented to Connie Noyes Emerick.

Adopted by the Senate, May 18, 2007.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the adoption of the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 1

Concurred in the Senate, May 18, 2007.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the adoption of the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 17

Concurred in the Senate, May 18, 2007.

Deborah Shipley, Secretary of the Senate

A message from the Senate by

Ms. Shipley, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the adoption of the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 63

Concurred in the Senate, May 18, 2007.

Deborah Shipley, Secretary of the Senate



**CHANGE OF SPONSORSHIP**

With the consent of the affected members, Representative Hannig was removed as principal sponsor, and Representative Lang became the new principal sponsor of SENATE BILL 1621.

With the consent of the affected members, Representative Mathias was removed as principal sponsor, and Representative Currie became the new principal sponsor of SENATE BILL 148.

**AGREED RESOLUTIONS**

The following resolutions were offered and placed on the Calendar on the order of Agreed Resolutions.

**HOUSE RESOLUTION 432**

Offered by Representative Phelps:  
Recognizes the 250th anniversary of Fort de l'Ascension, the first fort built at Massac.

**HOUSE RESOLUTION 433**

Offered by Representative Black:  
Congratulates Dave Garver of Danville on his retirement as pastor of Ridgeview Baptist Church.

**HOUSE RESOLUTION 434**

Offered by Representative Reis:  
Congratulates Police Chief Rick Perry of the Flora Police Department as he retires on July 1, 2007.

**HOUSE RESOLUTION 435**

Offered by Representative Cross:  
Congratulates Thomas J. Centowski of Oswego on his retirement as Kendall County Regional Superintendent of Schools.

**HOUSE RESOLUTION 437**

Offered by Representative Colvin:  
Mourns the death of Suffragan Bishop Cornelius Southern of Chicago.

**HOUSE RESOLUTION 438**

Offered by Representative Coladipietro:  
Congratulates the Western DuPage Special Recreation Association Windy City Warriors on winning the Wheelchair Basketball State title.

**HOUSE JOINT RESOLUTION 62**

Offered by Representative Phelps:  
Congratulates the Nature Conservancy, Illinois Chapter, on celebrating its 50 year anniversary.

**HOUSE BILLS ON THIRD READING**

The following bills and any amendments adopted thereto were reproduced. These bills have been examined, any amendments thereto engrossed and any errors corrected. Any amendments still pending upon the passage or defeat of a bill on Third Reading are automatically tabled pursuant to Rule 40(a).

On motion of Representative Dugan, HOUSE BILL 3626 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 112, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 2)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Flowers, HOUSE BILL 230 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 78, Yeas; 34, Nays; 0, Answering Present.

(ROLL CALL 3)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Flowers, HOUSE BILL 1334 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 111, Yeas; 1, Nay; 0, Answering Present.

(ROLL CALL 4)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Feigenholtz, HOUSE BILL 2353 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 112, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 5)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Boland, HOUSE BILL 1451 was taken up and read by title a third time. The Chair moves this bill to standard debate.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 83, Yeas; 29, Nays; 0, Answering Present.

(ROLL CALL 6)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Eddy, HOUSE BILL 3733 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 112, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 7)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

## RECALL

At the request of the principal sponsor, Representative Burke, HOUSE BILL 1478 was recalled from the order of Third Reading to the order of Second Reading and held on that order.

### HOUSE BILLS ON SECOND READING

HOUSE BILL 1478. Having been recalled on May 18, 2007, and held on the order of Second Reading, the same was again taken up.

Representative Burke offered the following amendment and moved its adoption:

AMENDMENT NO. 3. Amend House Bill 1478, AS AMENDED, with reference to page and line numbers of House Amendment No. 2, on page 3, by replacing line 20 with the following:

"(b) For a residential mortgage loan made by a licensee, the borrower's"; and on page 6, line 24, by replacing "subsection (d)" with "Section"; and on page 9, line 3, by replacing "Lenders" with "Licensees".

The foregoing motion prevailed and Amendment No. 3 was adopted.

There being no further amendments, the foregoing Amendment No. 3 was ordered engrossed; and the bill, as amended, was to the order of Third Reading.

### HOUSE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. This bill has been examined, any amendments thereto engrossed and any errors corrected. Any amendments still pending upon the passage or defeat of a bill on Third Reading are automatically tabled pursuant to Rule 40(a).

On motion of Representative Hannig, HOUSE BILL 2254 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 112, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 8)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

### HOUSE BILLS ON SECOND READING

Having been reproduced, the following bill was taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILL 3633.

HOUSE BILL 2377. Having been reproduced, was taken up and read by title a second time.

Representative Currie offered the following amendments and moved their adoption:

AMENDMENT NO. 1. Amend House Bill 2377 by replacing everything after the enacting clause with the following:

"Section 1. Short Title. This Act shall be known and may be cited as the Supreme Court Historic Preservation Act.

Section 5. Definitions. For the purpose of this Act:

(a) "Commission" means the Supreme Court Historic Preservation Commission.

(b) "Court" means the Illinois Supreme Court.

Section 10. Supreme Court Historic Preservation Commission; creation; commissioners; appointments;

terms; compensation.

(a) The Supreme Court Historic Preservation Commission is created.

(b) The Commission shall consist of 9 commissioners, one of whom shall be the Administrative Director of the Illinois Courts. Two shall be appointed by the Court; 2 shall be appointed by the Governor; 2 shall be appointed by the President of the Senate; and 2 shall be appointed by the Speaker of the House of Representatives. The Court shall designate one member of the Commission as chairperson.

(c) The terms of the initial appointed commissioners shall commence upon qualification. Each appointing authority shall designate one appointee who shall serve for a 2-year term running through June 30, 2009. Each appointing authority shall designate one appointee who shall serve for a 4-year term running through June 30, 2011. The initial appointments shall be made within 60 days after the effective date of this Act.

(d) After the initial terms, commissioners shall serve for 4-year terms commencing on July 1 of the year of appointment and running through June 30 of the fourth following year. Commissioners may be reappointed to one or more subsequent terms.

(e) Vacancies occurring other than at the end of a term shall be filled by the appointing authority only for the balance of the term of the commissioner whose office is vacant.

(f) Terms shall run regardless of whether the position is filled.

(g) The members of the Commission shall receive no compensation for their service, except for their actual expenses while in the discharge of their official duties.

Section 15. Commission policy, powers, and duties. The Commission shall assist and advise the Court in regard to the acquisition, collection, documentation, preservation, cataloging, and related matters with respect to historic aspects of buildings, objects, artifacts, documents, and information, regardless of form, relating to the Illinois judiciary.

Section 20. Supreme Court Historic Preservation Fund. The Supreme Court Historic Preservation Fund is created as a special fund in the State treasury. All monies received by the Commission, including but not limited to, grants, gifts, donations, bequests, fees, admissions, sales, and concessions, from any source, including private, public, governmental, and individual, shall be deposited into the Supreme Court Historic Preservation Fund. Subject to appropriation, the monies in the fund shall be used by the Commission as deemed appropriate for historic preservation and related purposes, including the hiring of necessary staff.

Section 25. Annual Report. The Commission shall provide a report of its fiscal and programmatic activities to the Court, the Governor, and the General Assembly, on or before January 31, 2008, and annually thereafter.

Section 90. The State Finance Act is amended by adding Section 5.675 as follows:

(30 ILCS 105/5.675 new)

Sec. 5.675. The Supreme Court Historic Preservation Fund.

AMENDMENT NO. 2. Amend House Bill 2377 by replacing everything after the enacting clause with the following:

"Section 1. Short Title. This Act may be cited as the Supreme Court Historic Preservation Act.

Section 5. Definitions. For the purpose of this Act:

"Commission" means the Supreme Court Historic Preservation Commission.

"Court" means the Illinois Supreme Court.

Section 10. Supreme Court Historic Preservation Commission; creation; commissioners; appointments; terms; compensation.

(a) The Supreme Court Historic Preservation Commission is created within the Judicial Branch of State government.

(b) The Commission consists of 9 commissioners as follows:

(1) the Administrative Director of the Illinois Courts shall serve as a commissioner ex officio;

(2) Two commissioners appointed by the Court, one of whom shall be designated as the chairperson of the Commission upon appointment;

(3) Two commissioners appointed by the Governor;

(4) Two commissioners appointed by the President of the Senate, one of whom may not belong to the same political party as the President; and

(5) Two commissioners appointed by the Speaker of the House of Representatives, one of whom may not belong to the same political party as the Speaker.

(c) The terms of the initial appointed commissioners shall commence upon qualification. Each

appointing authority shall designate one appointee to serve for a 2-year term running through June 30, 2009, and each appointing authority shall designate one appointee to serve for a 4-year term running through June 30, 2011. The commissioner designated as the chairperson by the Court must be appointed for a 4-year term. The initial appointments must be made within 60 days after the effective date of this Act.

(d) After the initial terms, commissioners shall serve for 4-year terms commencing on July 1 of the year of appointment and running through June 30 of the 4th following year. Commissioners may be reappointed to one or more subsequent terms.

(e) Vacancies occurring other than at the end of a term shall be filled by the appointing authority only for the balance of the term of the commissioner whose office is vacant.

(f) Terms shall run regardless of whether the position is filled.

(g) The members of the Commission shall receive no compensation for their service, except for their actual expenses while in the discharge of their official duties.

Section 15. Commission policy, powers, and duties. The Commission shall assist and advise the Court in regard to the acquisition, collection, documentation, preservation, cataloging, and related matters with respect to historic aspects of buildings, objects, artifacts, documents, and information, regardless of form, relating to the Illinois judiciary.

Section 20. Supreme Court Historic Preservation Fund.

(a) The Supreme Court Historic Preservation Fund is created as a special fund in the State treasury. Subject to appropriation, the moneys in the Fund shall be used only by the Commission as deemed appropriate for historic preservation and related purposes, including the hiring of necessary staff.

(b) All moneys received by the Commission, including without limitation, grants, gifts, donations, bequests, fees, admissions, sales, and concessions, from any source, including private, public, governmental, and individual, must be deposited into the Fund. All interest that is attributable to moneys in the Fund must be deposited into the Fund.

(c) On July 1, 2008, or as soon thereafter as may be practical, the State Treasurer shall transfer the amount of \$5,000,000 from the General Revenue Fund to the Supreme Court Historic Preservation Fund.

Section 25. Annual report. The Commission shall provide a report of its fiscal and programmatic activities to the Court, the Governor, and the General Assembly, on or before January 31, 2008, and annually thereafter.

Section 90. The State Finance Act is amended by adding Section 5.675 and by changing Section 8h as follows:

(30 ILCS 105/5.675 new)

Sec. 5.675. The Supreme Court Historic Preservation Fund.

(30 ILCS 105/8h)

Sec. 8h. Transfers to General Revenue Fund.

(a) Except as otherwise provided in this Section and Section 8n of this Act, and ~~(e), (d), or (e)~~, notwithstanding any other State law to the contrary, the Governor may, through June 30, 2007, from time to time direct the State Treasurer and Comptroller to transfer a specified sum from any fund held by the State Treasurer to the General Revenue Fund in order to help defray the State's operating costs for the fiscal year. The total transfer under this Section from any fund in any fiscal year shall not exceed the lesser of (i) 8% of the revenues to be deposited into the fund during that fiscal year or (ii) an amount that leaves a remaining fund balance of 25% of the July 1 fund balance of that fiscal year. In fiscal year 2005 only, prior to calculating the July 1, 2004 final balances, the Governor may calculate and direct the State Treasurer with the Comptroller to transfer additional amounts determined by applying the formula authorized in Public Act 93-839 to the funds balances on July 1, 2003. No transfer may be made from a fund under this Section that would have the effect of reducing the available balance in the fund to an amount less than the amount remaining unexpended and unreserved from the total appropriation from that fund estimated to be expended for that fiscal year. This Section does not apply to any funds that are restricted by federal law to a specific use, to any funds in the Motor Fuel Tax Fund, the Intercity Passenger Rail Fund, the Hospital Provider Fund, the Medicaid Provider Relief Fund, the Teacher Health Insurance Security Fund, the Reviewing Court Alternative Dispute Resolution Fund, the Voters' Guide Fund, the Foreign Language Interpreter Fund, the Lawyers' Assistance Program Fund, the Supreme Court Federal Projects Fund, the Supreme Court Special State Projects Fund, the Supplemental Low-Income Energy Assistance Fund, the Good Samaritan Energy Trust Fund, the Low-Level Radioactive Waste Facility Development and Operation Fund, the Horse Racing Equity Trust Fund, or the Hospital Basic Services Preservation Fund, or to any funds to which subsection (f) of Section 20-40 of the Nursing and Advanced Practice Nursing Act applies. No transfers may be made under this Section from the Pet Population Control Fund.

Notwithstanding any other provision of this Section, for fiscal year 2004, the total transfer under this Section from the Road Fund or the State Construction Account Fund shall not exceed the lesser of (i) 5% of the revenues to be deposited into the fund during that fiscal year or (ii) 25% of the beginning balance in the fund. For fiscal year 2005 through fiscal year 2007, no amounts may be transferred under this Section from the Road Fund, the State Construction Account Fund, the Criminal Justice Information Systems Trust Fund, the Wireless Service Emergency Fund, or the Mandatory Arbitration Fund.

In determining the available balance in a fund, the Governor may include receipts, transfers into the fund, and other resources anticipated to be available in the fund in that fiscal year.

The State Treasurer and Comptroller shall transfer the amounts designated under this Section as soon as may be practicable after receiving the direction to transfer from the Governor.

(a-5) Transfers directed to be made under this Section on or before February 28, 2006 that are still pending on May 19, 2006 (the effective date of Public Act 94-774) ~~this amendatory Act of the 94th General Assembly~~ shall be redirected as provided in Section 8n of this Act.

(b) This Section does not apply to: (i) the Ticket For The Cure Fund; (ii) any fund established under the Community Senior Services and Resources Act; or (iii) on or after January 1, 2006 (the effective date of Public Act 94-511), the Child Labor and Day and Temporary Labor Enforcement Fund.

(c) This Section does not apply to the Demutualization Trust Fund established under the Uniform Disposition of Unclaimed Property Act.

(d) This Section does not apply to moneys set aside in the Illinois State Podiatric Disciplinary Fund for podiatric scholarships and residency programs under the Podiatric Scholarship and Residency Act.

(e) Subsection (a) does not apply to, and no transfer may be made under this Section from, the Pension Stabilization Fund.

(f) This Section does not apply to the Supreme Court Historic Preservation Fund.

(Source: P.A. 93-32, eff. 6-20-03; 93-659, eff. 2-3-04; 93-674, eff. 6-10-04; 93-714, eff. 7-12-04; 93-801, eff. 7-22-04; 93-839, eff. 7-30-04; 93-1054, eff. 11-18-04; 93-1067, eff. 1-15-05; 94-91, eff. 7-1-05; 94-120, eff. 7-6-05; 94-511, eff. 1-1-06; 94-535, eff. 8-10-05; 94-639, eff. 8-22-05; 94-645, eff. 8-22-05; 94-648, eff. 1-1-06; 94-686, eff. 11-2-05; 94-691, eff. 11-2-05; 94-726, eff. 1-20-06; 94-773, eff. 5-18-06; 94-774, eff. 5-19-06; 94-804, eff. 5-26-06; 94-839, eff. 6-6-06; revised 6-19-06.)

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

AMENDMENT NO. 3. Amend House Bill 2377, AS AMENDED, with reference to page and line numbers of House Amendment No. 2, as follows:

on page 4, line 4, by changing "July 1, 2008" to "July 1, 2007"; and  
on page 4, line 11, by changing "2008" to "2009".

The foregoing motions prevailed and Amendments numbered 1, 2 and 3 were adopted.

There being no further amendments, the foregoing Amendments numbered 1, 2 and 3 were ordered engrossed; and the bill, as amended, was to the order of Third Reading.

HOUSE BILL 235. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Judiciary II - Criminal Law, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 235 on page 6, by replacing line 11 with the following:  
"crime, in setting the amount of bail, the court shall consider any evidence offered as to the annual gross".

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was to the order of Third Reading.

HOUSE BILL 1017. Having been reproduced, was taken up and read by title a second time.

Floor Amendment No. 1 remained in the Committee on Rules.

Representative Reitz offered the following amendment and moved its adoption:

AMENDMENT NO. 2. Amend House Bill 1017 on page 5, line 13, after "application." by inserting the following:

"A designated representative of the contracting union party shall be notified and be entitled to be present to monitor any preliminary meeting between certified assessors or representatives of a testing agency and representatives of the appointing authority held prior to the administration of the test to candidates for promotion."; and

on page 6, by replacing lines 4 through 26 with the following:

"(f) Persons selected to grade candidates for promotion during an assessment center process shall be impartial professionals who have undergone training to be certified assessors. The training and certification requirements shall, at a minimum, provide that, to obtain and maintain certification, assessors shall complete a course of basis training, subscribe to a code of ethical conduct, complete continuing education, and satisfy minimum activity levels.

(g) The standards for certification shall be established by a Joint Labor and Management Committee (JLMC) composed of 4 members: 2 designated by a statewide association whose membership is predominantly fire chiefs representing management interests of the Illinois fire service, and 2 designated by a statewide labor organization that is a representative of sworn or commissioned firefighters in Illinois. Members may serve terms of one year subject to reappointment.

For the purposes of this Section, "statewide labor organization" means an organization that represents firefighters employed in bargaining units recognized by at least 85 municipalities in this State, and is affiliated with the Illinois State Federation of Labor.

In developing certification standards the JLMC may seek the advice and counsel of professionals and experts and may appoint an advisory committee.

The JLMC's initial certification standards shall be submitted to the Office of the State Fire Marshall by January 1, 2008. The JLMC may provisionally certify persons who have prior experience as assessors on promotional examinations in the fire service. Effective January 1, 2009 only those persons who meet the certification standards developed by the JLMC and submitted to the Office of the State Fire Marshall may be selected to grade candidates on a subjective component of a promotional examination conducted under the authority of this Act; provided this requirement shall be waived for persons employed or appointed by the jurisdiction administering the examination.

The JLMC shall annually:

(1) issue public notice offering persons who are interested in qualifying as certified assessors the opportunity to enroll in training; and

(2) submit to the Office of the State Fire Marshall an amended list of persons who remain certified, are newly certified, or who are no longer certified.

(h) The Office of the State Fire Marshall shall support the program by adopting certifications standards based on those submitted by the JLMC and by establishing a roster of certified assessors composed of persons certified by the JLMC.

If the parties have not agreed to contract with a particular testing company to provide certified assessors, either party may request the Office to provide the names of certified assessors. Within 7 days after receiving a request from either party for a list of certified assessors, the Office shall select at random from the roster of certified assessors a panel numbering not less than 2 times the number of assessors required. The parties shall augment the number by a factor of 50% by designating assessors who may serve as alternates to the primary assessors.

The parties shall select assessors from the list or lists provided by the Office or from the panel obtained by the testing company as provided above. Within 7 days following the receipt of the list, the parties shall notify the Office of the assessors they have selected. Unless the parties agree on an alternate selection procedure, they shall alternatively strike names from the list provided by the Office until only the number of required assessors remain. A coin toss shall determine which party strikes the first name. If the parties fail to notify the Office in a timely manner of their selection of assessors, the Office shall appoint the assessors required from the roster of certified assessors. In the event an assessor is not able to participate in the assessment center process for which he was selected, either of the parties involved in the promotion process may request that additional names of certified assessors be provided by the Office."

Representative McCarthy offered the following amendment and moved its adoption:

AMENDMENT NO. 3. Amend House Bill 1017, AS AMENDED, with reference to page and line

numbers of House Amendment No. 2, on page 2, by replacing lines 13 through 17 with the following:

"For the purposes of this Section, the term "statewide labor organization" has the meaning ascribed to it in Section 10-3-12 of the Illinois Municipal Code."

The foregoing motions prevailed and Amendments numbered 2 and 3 were adopted.

There being no further amendments, the foregoing Amendments numbered 2 and 3 were ordered engrossed; and the bill, as amended, was to the order of Third Reading.

### SENATE BILLS ON SECOND READING

SENATE BILL 935. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Insurance, adopted and reproduced:

AMENDMENT NO. 1. Amend Senate Bill 935 on page 3, by replacing lines 12 through 24 with the following:

"A group or individual policy of accident and health insurance or managed care plan amended, delivered, issued, or renewed after the effective date of this amendatory Act of the 95th General Assembly must provide coverage and reimbursement when documentation is presented demonstrating a medical necessity and treatment plan for amino acid-based elemental formulas, regardless of delivery method, for the diagnosis and treatment of (i) an individual with multiple food allergies or intolerances making amino acid-based elemental formulas a medically necessary treatment, (ii) eosinophilic disorders, and (iii) short bowel syndrome, when the prescribing physician has issued a written order stating that the amino acid-based elemental formula is medically necessary for the treatment of a disease or disorder."; and

on page 4, by deleting lines 1 through 12; and

on page 13, by deleting lines 25 and 26.

on page 14, by replacing lines 1 through 18 with the following:

"The Department of Healthcare and Family Services must provide coverage and reimbursement when documentation is presented demonstrating a medical necessity and treatment plan for amino acid-based elemental formulas, regardless of delivery method, for the diagnosis and treatment of (i) an individual with multiple food allergies or intolerances making amino acid-based elemental formulas a medically necessary treatment, (ii) eosinophilic disorders, and (iii) short bowel syndrome, when the prescribing physician has issued a written order stating that the amino acid-based elemental formula is medically necessary for the treatment of a disease or disorder."

Representative Ryg offered the following amendment and moved its adoption:

AMENDMENT NO. 2. Amend Senate Bill 935, AS AMENDED, with reference to page and line numbers of House Amendment No. 1, on page 1, line 4, by replacing "policy of" with "major medical"; and on page 1, line 5, by replacing "insurance" with "insurance policy"; and

on page 1, by replacing lines 8 and 9 with "for amino acid-based elemental"; and

on page 1, by replacing lines 11 through 14 with "treatment of (i) eosinophilic disorders and (ii) short bowel syndrome when the prescribing physician"; and

on page 1, by replacing line 16 with "elemental formula is medically necessary"; and

on page 1, line 17, by deleting "disease or disorder"; and

on page 2, lines 5 and 6, by deleting "when documentation is presented demonstrating a medical necessity and treatment plan"; and

on page 2, by replacing lines 8 through 11 with "delivery method, for the diagnosis and treatment of (i) eosinophilic disorders and (ii) short bowel"; and

on page 2, line 12, by replacing "syndrome," with "syndrome"; and

on page 2, by replacing line 14 with "medically necessary"; and

on page 2, line 15, by deleting "disorder".

The foregoing motion prevailed and the amendment was adopted.



There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILL 214. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Health Care Availability and Access, adopted and reproduced:

AMENDMENT NO. 1. Amend Senate Bill 214 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Dental Practice Act is amended by changing Sections 8.1 and 45 as follows:

(225 ILCS 25/8.1) (from Ch. 111, par. 2308.1)

(Section scheduled to be repealed on January 1, 2016)

Sec. 8.1. Permit for the administration of anesthesia and sedation.

(a) No licensed dentist shall administer general anesthesia, deep sedation, or conscious sedation without first applying for and obtaining a permit for such purpose from the Department. The Department shall issue such permit only after ascertaining that the applicant possesses the minimum qualifications necessary to protect public safety. A person with a dental degree who administers anesthesia, deep sedation, or conscious sedation in an approved hospital training program under the supervision of either a licensed dentist holding such permit or a physician licensed to practice medicine in all its branches shall not be required to obtain such permit.

(b) In determining the minimum permit qualifications that are necessary to protect public safety, the Department, by rule, shall:

(1) establish the minimum educational and training requirements necessary for a dentist to be issued an appropriate permit;

(2) establish the standards for properly equipped dental facilities (other than licensed hospitals and ambulatory surgical treatment centers) in which general anesthesia, deep sedation, or conscious sedation is administered, as necessary to protect public safety;

(3) establish minimum requirements for all persons who assist the dentist in the administration of general anesthesia, deep sedation, or conscious sedation, including minimum training requirements for each member of the dental team, monitoring requirements, recordkeeping requirements, and emergency procedures; and

(4) ensure that the dentist and all persons assisting the dentist or monitoring the administration of general anesthesia, deep sedation, or conscious sedation maintain current certification in Basic Life Support (BLS).

(5) establish continuing education requirements in sedation techniques for dentists who possess a permit under this Section.

When establishing requirements under this Section, the Department shall consider the current American Dental Association guidelines on sedation and general anesthesia, the current "Guidelines for Monitoring and Management of Pediatric Patients During and After Sedation for Diagnostic and Therapeutic Procedures" established by the American Academy of Pediatrics and the American Academy of Pediatric Dentistry, and the current parameters of care and Office Anesthesia Evaluation (OAE) Manual established by the American Association of Oral and Maxillofacial Surgeons.

(c) A licensed dentist must hold an appropriate permit issued under this Section in order to perform dentistry while a nurse anesthetist administers conscious sedation, and a valid written collaborative agreement must exist between the dentist and the nurse anesthetist, in accordance with the Nursing and Advanced Practice Nursing Act.

A licensed dentist must hold an appropriate permit issued under this Section in order to perform dentistry while a nurse anesthetist administers deep sedation or general anesthesia, and a valid written collaborative agreement must exist between the dentist and the nurse anesthetist, in accordance with the Nursing and Advanced Practice Nursing Act.

For the purposes of this subsection (c), "nurse anesthetist" means a licensed certified registered nurse anesthetist who holds a license as an advanced practice nurse.

(Source: P.A. 92-280, eff. 1-1-02.)

(225 ILCS 25/45) (from Ch. 111, par. 2345)

(Section scheduled to be repealed on January 1, 2016)

Sec. 45. Advertising. The purpose of this Section is to authorize and regulate the advertisement by

dentists of information which is intended to provide the public with a sufficient basis upon which to make an informed selection of dentists while protecting the public from false or misleading advertisements which would detract from the fair and rational selection process.

Any dentist may advertise the availability of dental services in the public media or on the premises where such dental services are rendered. Such advertising shall be limited to the following information:

- (a) The dental services available;
- (b) Publication of the dentist's name, title, office hours, address and telephone;
- (c) Information pertaining to his or her area of specialization, including appropriate board certification or limitation of professional practice;
- (d) Information on usual and customary fees for routine dental services offered, which information shall include notification that fees may be adjusted due to complications or unforeseen circumstances;
- (e) Announcement of the opening of, change of, absence from, or return to business;
- (f) Announcement of additions to or deletions from professional dental staff;
- (g) The issuance of business or appointment cards;
- (h) Other information about the dentist, dentist's practice or the types of dental services which the dentist offers to perform which a reasonable person might regard as relevant in determining whether to seek the dentist's services. However, any advertisement which announces the availability of endodontics, pediatric dentistry, periodontics, prosthodontics, orthodontics and dentofacial orthopedics, oral and maxillofacial surgery, or oral and maxillofacial radiology by a general dentist or by a licensed specialist who is not licensed in that specialty shall include a disclaimer stating that the dentist does not hold a license in that specialty.

It is unlawful for any dentist licensed under this Act to do any of the following:

- (1) ~~Use~~ Use testimonials or claims of superior quality of care to entice the public. ;
- (2) ~~Advertise~~ Advertise in any way to practice dentistry without causing pain. ;
- (3) ~~Pay~~ Pay a fee to any dental referral service or other third party who advertises a dental referral service, unless all advertising of the dental referral service makes it clear that dentists are paying a fee for that referral service. ; ~~or~~
- (4) ~~Advertise~~ Advertise or offer gifts as an inducement to secure dental patronage. Dentists may advertise or offer free examinations or free dental services; it shall be unlawful, however, for any dentist to charge a fee to any new patient for any dental service provided at the time that such free examination or free dental services are provided.

(5) Use the term "sedation dentistry" or similar terms in advertising unless the advertising dentist holds a valid and current permit issued by the Department to administer either general anesthesia, deep sedation, or conscious sedation as required under Section 8.1 of this Act.

This Act does not authorize the advertising of dental services when the offeror of such services is not a dentist. Nor shall the dentist use statements which contain false, fraudulent, deceptive or misleading material or guarantees of success, statements which play upon the vanity or fears of the public, or statements which promote or produce unfair competition.

A dentist shall be required to keep a copy of all advertisements for a period of 3 years. All advertisements in the dentist's possession shall indicate the accurate date and place of publication.

The Department shall adopt rules to carry out the intent of this Section.

(Source: P.A. 92-280, eff. 1-1-02.)".

Representative Osmond offered the following amendment and moved its adoption:

AMENDMENT NO. 2. Amend Senate Bill 214, AS AMENDED, with reference to page and line numbers of House Amendment No. 1, on page 3, lines 16 and 22, by replacing "collaborative" with "practice" each time it appears.

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILL 1257. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Environment & Energy, adopted and reproduced:

AMENDMENT NO. 1. Amend Senate Bill 1257 as follows:  
on page 3, lines 4 and 5, by deleting "and administer the provisions under this Act. The rules may include".

Representative Holbrook offered the following amendment and moved its adoption:

AMENDMENT NO. 2. Amend Senate Bill 1257 as follows:  
on page 3, line 10, after "apply to" by inserting "(i)"; and  
on page 3, line 13, after "structure" by inserting "or (ii) persons licensed in accordance with the Structural Pest Control Act".

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILL 705. Having been reproduced, was taken up and read by title a second time.

Representative Hassert offered the following amendment and moved its adoption:

AMENDMENT NO. 1. Amend Senate Bill 705 on page 1, line 17, by deleting "of or attempted use";  
and  
on page 1, by inserting immediately below line 21 the following:

"(2) Prescription theft is a Class 3 felony if the person has previously been convicted of theft or retail theft"; and

on page 1, line 22, by replacing "(2)" with "(3)"; and  
on page 2, line 1, by replacing "3" with "2".

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was held on the order of Second Reading.

SENATE BILL 1366. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Electric Utility Oversight, adopted and reproduced:

AMENDMENT NO. 1. Amend Senate Bill 1366 by replacing everything after the enacting clause with the following:

"Section 5. The Public Utilities Act is amended by adding Section 16-115C as follows:  
(220 ILCS 5/16-115C new)

Sec. 16-115C. Licensure of agents, brokers, and consultants engaged in the procurement or sale of retail electricity supply for third parties by the Commission.

(a) The purpose of this Section is to adopt licensing and code of conduct rules in a competitive retail electricity market to protect Illinois consumers from unfair or deceptive acts or practices and to provide persons acting as agents, brokers, and consultants engaged in the procurement or sale of retail electricity supply for third parties with notice of the illegality of those acts or practices.

(b) For purposes of this Section, "agents, brokers, and consultants engaged in the procurement or sale of retail electricity supply for third parties" means any person or entity that attempts to procure on behalf of or sell retail electric service to an electric customer in the State. "Agents, brokers, and consultants engaged in the procurement or sale of retail electricity supply for third parties" does not include any entity licensed as an alternative retail electric supplier pursuant to 83 Ill. Adm. Code 451 offering retail electric service on its own behalf, any person acting exclusively on behalf of a single alternative retail electric supplier on condition that exclusivity is disclosed to any third party contracted in such agent capacity, or any person or

entity representing a municipal power agency, as defined in Section 11-119.1-3 of the Illinois Municipal Code.

(c) No person or entity shall act as an agent, broker, or consultant engaged in the procurement or sale of retail electricity supply for third parties unless that person or entity is licensed by the Commission under this Section or is offering services on their own behalf under 83 Ill. Adm. Code 451.

(d) The Commission shall create requirements for licensure as an agent, broker, or consultant engaged in the procurement or sale of retail electricity supply for third parties, which shall include all of the following criteria:

(1) Technical competence.

(2) Managerial competence, including criminal background checks and other indicia of honesty and fair-dealing.

(3) Financial responsibility, including the posting of an appropriate performance bond.

(4) Annual reporting requirements.

The license shall expire on April 30 of each year unless a renewal order is issued by the Commission. The term of the renewal shall be until the following April 30 or earlier as determined by the Commission.

(e) Any person or entity required to be licensed under this Section must:

(1) disclose to all persons it solicits the existence of any contracts with retail electric suppliers or their affiliates and the nature of those contract or contracts;

(2) provide to all persons it solicits a list of all retail electric suppliers authorized to serve that person; the list shall include all contact information per the then-current list of suppliers on the Commission's website;

(3) not hold itself out as independent or unaffiliated with any supplier, or both, or use words reasonably calculated to give that impression, unless the person offering service under this Section has no contractual relationship with any retail electricity supplier or its affiliates;

(4) not utilize false, misleading, materially inaccurate, defamatory, or otherwise deceptive language or materials in the soliciting or providing of its services;

(5) maintain copies of all marketing materials disseminated to third parties for a period of not less than 3 years;

(6) not present electricity pricing information in a manner that favors one supplier over another, unless a valid pricing comparison is made utilizing all relevant costs and terms; and

(7) comply with the requirements of Sections 2EE, 2FF, 2GG, and 2HH of the Consumer Fraud and Deceptive Business Practices Act.

(f) Any person or entity licensed under this Section shall file with the Commission all of the following information no later than March of each year:

(1) A verified report detailing any and all contractual relationships that it has with certified electricity suppliers in the State.

(2) A verified report detailing the distribution of its customers with the various certified electricity suppliers during the prior calendar year.

(3) A copy of its audited financial statement.

(4) A verified statement of any changes to the original licensure qualifications and notice of continuing compliance with all requirements.

(g) The Commission shall have exclusive jurisdiction over all disciplinary proceedings and complaints for violations of this Section. The findings of a violation of this Section by the Commission shall result in a progressive disciplinary scale. For a first violation, the Commission shall suspend the license of the person so disciplined for a period of no less than one month. For a second violation within a 5-year period, the Commission shall suspend the license for the person so disciplined for a period of not less than 6 months. For a third or subsequent violation within a 5-year period, the Commission shall suspend the license of the disciplined person for a period of not less than 2 years.

(h) This Section shall not apply to a retail customer that operates or manages either directly or indirectly any facilities, equipment, or property used or contemplated to be used to distribute electric power or energy if that retail customer is a political subdivision or public institution of higher education of this State, or any corporation, company, limited liability company, association, joint-stock company or association, firm, partnership, or individual, or their lessees, trusts, or receivers appointed by any court whatsoever that are owned or controlled by the political subdivision, public institution of higher education, or operated by any of its lessees or operating agents.

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

There being no further amendment(s), the bill, as amended, was held on the order of Second Reading.

SENATE BILL 1226. Having been reproduced, was taken up and read by title a second time. Representative Coulson offered the following amendment and moved its adoption:

AMENDMENT NO. 1. Amend Senate Bill 1226 by replacing everything after the enacting clause with the following:

"Section 5. The Clinical Psychologist Licensing Act is amended by adding Section 11.5 as follows:  
(225 ILCS 15/11.5 new)

Sec. 11.5. Temporary authorization of practice by persons licensed in other jurisdictions.

(a) The Department, in its discretion, may issue a temporary permit authorizing the rendering of clinical psychological services, as defined in Section 2 of this Act, in this State for up to 10 calendar days per year, consecutively or in aggregate. This temporary permit may be issued to an individual who is licensed in good standing to practice psychology independently and at the doctoral level in another state, province, or territory. Any portion of a calendar day in which the psychologist provides services in this State is considered one working day. In no case shall a person practicing pursuant to this subsection (a) establish a permanent office location in Illinois, nor prepare or publish letterhead, business cards, or similar publicity materials listing an Illinois address or Illinois-based phone number. Time devoted to providing testimony in court or in deposition shall not be counted as part of the 10 calendar days allowed under this subsection (a).

An applicant for a temporary permit under this subsection (a) must apply to the Department on forms and in the manner prescribed by the Department. The application shall require that the applicant submit to the Department (i) satisfactory proof that the applicant is licensed in good standing to practice psychology independently and at the doctoral level in another state, province, or territory, including the sworn statement of the applicant that his or her license is not encumbered in any manner by any licensing authority, (ii) the name of the state, province, or territory in which the applicant is licensed, and (iii) the applicant's license number or other appropriate identifier issued by the licensing authority to the applicant.

(b) The Secretary may temporarily authorize an individual to practice clinical psychology who (i) holds an active, unencumbered license in good standing in another jurisdiction and (ii) has applied for a license under this Act due to a natural disaster or catastrophic event in the jurisdiction in which he or she is licensed. The temporary authorization granted under this subsection (b) expires upon the issuance of a license under this Act or upon the notification that licensure has been denied by the Department.

(c) Any psychologist practicing pursuant to subsection (a) or (b) of this Section shall conform his or her practice to the mandates of and shall be subject to the prohibitions and sanctions, as well as the provisions on hearings and investigations, contained in this Act and any rules adopted thereunder while he or she is practicing in this State."

The foregoing motion prevailed and the amendment was adopted.

Floor Amendment No. 2 remained in the Committee on Electric Utility Oversight.

Floor Amendments numbered 3 and 4 remained in the Committee on Rules.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

Having been reproduced, the following bill was taken up, read by title a second time and held on the order of Second Reading: SENATE BILL 148.

## RESOLUTIONS

Having been reported out of the Committee on Rules on April 23, 2007, HOUSE JOINT RESOLUTION 24 was taken up for consideration.

Representative Pihos offered the following amendment and moved its adoption:

AMENDMENT NO. 1. Amend House Joint Resolution 24 on page 3, line 13, by replacing "January" with "August".

The foregoing motion prevailed and Amendment No. 1 was adopted.

Representative Pihos moved the adoption of the resolution.

And on that motion, a vote was taken resulting as follows:

112, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 9)

The motion prevailed and the Resolution was adopted, as amended.

Ordered that the Clerk inform the Senate and ask their concurrence.

Having been reported out of the Committee on Rules on May 18, 2007, HOUSE JOINT RESOLUTION 36 was taken up for consideration.

Representative Eddy offered the following amendment and moved its adoption:

AMENDMENT NO. 1. Amend House Joint Resolution 36 on page 1, line 13, after "Senate," by inserting "one representative of the Illinois Community College Board appointed by the Chairperson of the Illinois Community College Board, one representative of the State Board of Education appointed by the Chairperson of the State Board of Education,"; and

on page 1, line 13, by replacing "employee" with "representative"; and

on page 1, line 15, by replacing "employee" with "representative".

The foregoing motion prevailed and Amendment No. 1 was adopted.

Representative Eddy moved the adoption of the resolution.

And on that motion, a vote was taken resulting as follows:

112, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 10)

The motion prevailed and the Resolution was adopted, as amended.

Ordered that the Clerk inform the Senate and ask their concurrence.

### SENATE BILL ON SECOND READING

SENATE BILL 148. Having been reproduced, was taken up and read by title a second time.

Representative Currie offered the following amendment and moved its adoption:

AMENDMENT NO. 1. Amend Senate Bill 148 on page 1, by replacing line 4 with the following:

"Section 1. Short Title. This Act may be cited as the Supreme Court Historic Preservation Act.

Section 5. Definitions. For the purpose of this Act:

"Commission" means the Supreme Court Historic Preservation Commission.

"Court" means the Illinois Supreme Court.

Section 10. Supreme Court Historic Preservation Commission; creation; commissioners; appointments; terms; compensation.

(a) The Supreme Court Historic Preservation Commission is created within the Judicial Branch of State government.

(b) The Commission consists of 9 commissioners as follows:

(1) the Administrative Director of the Illinois Courts shall serve as a commissioner ex officio;

(2) Two commissioners appointed by the Court, one of whom shall be designated as the chairperson of the Commission upon appointment;

(3) Two commissioners appointed by the Governor;

(4) Two commissioners appointed by the President of the Senate, one of whom may not belong to the same political party as the President; and

(5) Two commissioners appointed by the Speaker of the House of Representatives, one of

whom may not belong to the same political party as the Speaker.

(c) The terms of the initial appointed commissioners shall commence upon qualification. Each appointing authority shall designate one appointee to serve for a 2-year term running through June 30, 2009, and each appointing authority shall designate one appointee to serve for a 4-year term running through June 30, 2011. The commissioner designated as the chairperson by the Court must be appointed for a 4-year term. The initial appointments must be made within 60 days after the effective date of this Act.

(d) After the initial terms, commissioners shall serve for 4-year terms commencing on July 1 of the year of appointment and running through June 30 of the 4th following year. Commissioners may be reappointed to one or more subsequent terms.

(e) Vacancies occurring other than at the end of a term shall be filled by the appointing authority only for the balance of the term of the commissioner whose office is vacant.

(f) Terms shall run regardless of whether the position is filled.

(g) The members of the Commission shall receive no compensation for their service, except for their actual expenses while in the discharge of their official duties.

Section 15. Commission policy, powers, and duties. The Commission shall assist and advise the Court in regard to the acquisition, collection, documentation, preservation, cataloging, and related matters with respect to historic aspects of buildings, objects, artifacts, documents, and information, regardless of form, relating to the Illinois judiciary.

Section 20. Supreme Court Historic Preservation Fund.

(a) The Supreme Court Historic Preservation Fund is created as a special fund in the State treasury. Subject to appropriation, the moneys in the Fund shall be used only by the Commission as deemed appropriate for historic preservation and related purposes, including the hiring of necessary staff.

(b) All moneys received by the Commission, including without limitation, grants, gifts, donations, bequests, fees, admissions, sales, and concessions, from any source, including private, public, governmental, and individual, must be deposited into the Fund. All interest that is attributable to moneys in the Fund must be deposited into the Fund.

(c) On July 1, 2007, or as soon thereafter as may be practical, the State Treasurer shall transfer the amount of \$5,000,000 from the General Revenue Fund to the Supreme Court Historic Preservation Fund.

Section 25. Annual report. The Commission shall provide a report of its fiscal and programmatic activities to the Court, the Governor, and the General Assembly, on or before January 31, 2009, and annually thereafter.

Section 90. The State Finance Act is amended by adding Section 5.675 and by changing Section 8h as follows:

(30 ILCS 105/5.675 new)

Sec. 5.675. The Supreme Court Historic Preservation Fund.

(30 ILCS 105/8h)

Sec. 8h. Transfers to General Revenue Fund.

(a) Except as otherwise provided in this Section and Section 8n of this Act, and ~~(e), (d), or (e)~~, notwithstanding any other State law to the contrary, the Governor may, through June 30, 2007, from time to time direct the State Treasurer and Comptroller to transfer a specified sum from any fund held by the State Treasurer to the General Revenue Fund in order to help defray the State's operating costs for the fiscal year. The total transfer under this Section from any fund in any fiscal year shall not exceed the lesser of (i) 8% of the revenues to be deposited into the fund during that fiscal year or (ii) an amount that leaves a remaining fund balance of 25% of the July 1 fund balance of that fiscal year. In fiscal year 2005 only, prior to calculating the July 1, 2004 final balances, the Governor may calculate and direct the State Treasurer with the Comptroller to transfer additional amounts determined by applying the formula authorized in Public Act 93-839 to the funds balances on July 1, 2003. No transfer may be made from a fund under this Section that would have the effect of reducing the available balance in the fund to an amount less than the amount remaining unexpended and unreserved from the total appropriation from that fund estimated to be expended for that fiscal year. This Section does not apply to any funds that are restricted by federal law to a specific use, to any funds in the Motor Fuel Tax Fund, the Intercity Passenger Rail Fund, the Hospital Provider Fund, the Medicaid Provider Relief Fund, the Teacher Health Insurance Security Fund, the Reviewing Court Alternative Dispute Resolution Fund, the Voters' Guide Fund, the Foreign Language Interpreter Fund, the Lawyers' Assistance Program Fund, the Supreme Court Federal Projects Fund, the Supreme Court Special State Projects Fund, the Supplemental Low-Income Energy Assistance Fund, the Good Samaritan Energy Trust Fund, the Low-Level Radioactive Waste Facility Development and Operation Fund, the Horse Racing Equity Trust Fund, or the Hospital Basic Services Preservation Fund, or

to any funds to which subsection (f) of Section 20-40 of the Nursing and Advanced Practice Nursing Act applies. No transfers may be made under this Section from the Pet Population Control Fund. Notwithstanding any other provision of this Section, for fiscal year 2004, the total transfer under this Section from the Road Fund or the State Construction Account Fund shall not exceed the lesser of (i) 5% of the revenues to be deposited into the fund during that fiscal year or (ii) 25% of the beginning balance in the fund. For fiscal year 2005 through fiscal year 2007, no amounts may be transferred under this Section from the Road Fund, the State Construction Account Fund, the Criminal Justice Information Systems Trust Fund, the Wireless Service Emergency Fund, or the Mandatory Arbitration Fund.

In determining the available balance in a fund, the Governor may include receipts, transfers into the fund, and other resources anticipated to be available in the fund in that fiscal year.

The State Treasurer and Comptroller shall transfer the amounts designated under this Section as soon as may be practicable after receiving the direction to transfer from the Governor.

(a-5) Transfers directed to be made under this Section on or before February 28, 2006 that are still pending on May 19, 2006 (the effective date of Public Act 94-774) ~~this amendatory Act of the 94th General Assembly~~ shall be redirected as provided in Section 8n of this Act.

(b) This Section does not apply to: (i) the Ticket For The Cure Fund; (ii) any fund established under the Community Senior Services and Resources Act; or (iii) on or after January 1, 2006 (the effective date of Public Act 94-511), the Child Labor and Day and Temporary Labor Enforcement Fund.

(c) This Section does not apply to the Demutualization Trust Fund established under the Uniform Disposition of Unclaimed Property Act.

(d) This Section does not apply to moneys set aside in the Illinois State Podiatric Disciplinary Fund for podiatric scholarships and residency programs under the Podiatric Scholarship and Residency Act.

(e) Subsection (a) does not apply to, and no transfer may be made under this Section from, the Pension Stabilization Fund.

(f) This Section does not apply to the Supreme Court Historic Preservation Fund.

(Source: P.A. 93-32, eff. 6-20-03; 93-659, eff. 2-3-04; 93-674, eff. 6-10-04; 93-714, eff. 7-12-04; 93-801, eff. 7-22-04; 93-839, eff. 7-30-04; 93-1054, eff. 11-18-04; 93-1067, eff. 1-15-05; 94-91, eff. 7-1-05; 94-120, eff. 7-6-05; 94-511, eff. 1-1-06; 94-535, eff. 8-10-05; 94-639, eff. 8-22-05; 94-645, eff. 8-22-05; 94-648, eff. 1-1-06; 94-686, eff. 11-2-05; 94-691, eff. 11-2-05; 94-726, eff. 1-20-06; 94-773, eff. 5-18-06; 94-774, eff. 5-19-06; 94-804, eff. 5-26-06; 94-839, eff. 6-6-06; revised 6-19-06.)

Section 95. The Attorney Act is amended by changing Section"; and on page 3, below line 26, by inserting the following:

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

The foregoing motion prevailed and the amendment was adopted and ordered reproduced.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

### RECALL

At the request of the principal sponsor, Representative Howard, HOUSE BILL 1831 was recalled from the order of Third Reading to the order of Second Reading and held on that order.

### AGREED RESOLUTIONS

HOUSE RESOLUTIONS 432, 433, 434, 435, 437, 438 and HOUSE JOINT RESOLUTION 62 were taken up for consideration.

Representative Currie moved the adoption of the agreed resolutions.

The motion prevailed and the agreed resolutions were adopted.

### HOUSE JOINT RESOLUTION 63

Representative Currie offered the following resolution:



**RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN**, that when the two Houses adjourn on Friday, May 18, 2007, the House of Representatives stands adjourned until Monday, May 21, 2007 at 3:00 o'clock p.m.; and the Senate stands adjourned until Tuesday, May 22, 2007, at 12:00 o'clock noon.

HOUSE JOINT RESOLUTION 63 was taken up for immediate consideration.

Representative Currie moved the adoption of the resolution.

The motion prevailed and the resolution was adopted.

Ordered that the Clerk inform the Senate and ask their concurrence.

At the hour of 1:39 o'clock p.m., Representative Currie moved that the House do now adjourn, allowing perfunctory time for the Clerk.

The motion prevailed.

And in accordance therewith and pursuant to HOUSE JOINT RESOLUTION 63, the House stood adjourned until Monday, May 21, 2007, at 3:00 o'clock p.m.

STATE OF ILLINOIS  
NINETY-FIFTH  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
QUORUM ROLL CALL FOR ATTENDANCE

May 18, 2007

0 YEAS

0 NAYS

113 PRESENT

P Acevedo	P Dugan	P Krause	P Reboletti
P Arroyo	P Dunkin	P Lang	P Reis
P Bassi	P Dunn	P Leitch	P Reitz
P Beaubien	P Durkin	E Lindner	P Riley
P Beiser	P Eddy	P Lyons	P Rita
P Bellock	P Feigenholtz	P Mathias	P Rose
P Berrios	P Flider	P Mautino	P Ryg
P Biggins	P Flowers	P May	P Sacia
E Black	P Ford	P McAuliffe	P Saviano
P Boland	P Fortner	P McCarthy	E Schmitz
P Bost	P Franks	P McGuire	P Schock
P Bradley, John	P Fritchey	P Mendoza	P Scully
P Bradley, Richard	P Froehlich	P Meyer	P Smith
P Brady	P Golar	P Miller	P Sommer
P Brauer	P Gordon	P Mitchell, Bill	P Soto
P Brosnahan	E Graham	P Mitchell, Jerry	P Stephens
P Burke	P Granberg	P Moffitt	P Sullivan
P Chapa LaVia	P Hamos	P Molaro	P Tracy
P Coladipietro	P Hannig	P Mulligan	P Tryon
P Cole	P Harris	P Munson	P Turner
P Collins (ADDED)	P Hassert	P Myers	P Verschoore
P Colvin	P Hernandez	P Nekritz	P Wait
P Coulson	P Hoffman	P Osmond	P Washington
P Crespo	P Holbrook	P Osterman	P Watson
P Cross	P Howard	E Patterson	P Winters
P Cultra	P Jakobsson	P Phelps	P Yarbrough
P Currie	P Jefferies	P Pihos	P Younge
P D'Amico	P Jefferson	P Poe	P Mr. Speaker
P Davis, Monique	P Joyce	P Pritchard	
P Davis, William	P Kosel	P Ramey	

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-FIFTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 HOUSE BILL 3626  
 UTILITIES-RATES-COMPETITION  
 THIRD READING  
 PASSED

May 18, 2007

112 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	Y Dunkin	Y Lang	Y Reis
Y Bassi	Y Dunn	Y Leitch	Y Reitz
Y Beaubien	Y Durkin	E Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
Y Bellock	Y Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	E Schmitz
Y Bost	Y Franks	Y McGuire	Y Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
Y Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	Y Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	E Graham	Y Mitchell, Jerry	Y Stephens
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	Y Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
A Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	Y Washington
Y Crespo	Y Holbrook	Y Osterman	Y Watson
Y Cross	Y Howard	E Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y Currie	Y Jefferies	Y Pihos	Y Younge
Y D'Amico	Y Jefferson	Y Poe	Y Mr. Speaker
Y Davis, Monique	Y Joyce	Y Pritchard	
Y Davis, William	Y Kosel	Y Ramey	

E - Denotes Excused Absence

STATE OF ILLINOIS  
NINETY-FIFTH  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
HOUSE BILL 230  
COURT OF CLAIMS-PRISONERS  
THIRD READING  
PASSED

May 18, 2007

78 YEAS

34 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	N Reboletti
Y Arroyo	Y Dunkin	Y Lang	N Reis
N Bassi	N Dunn	Y Leitch	Y Reitz
N Beaubien	Y Durkin	E Lindner	Y Riley
Y Beiser	N Eddy	Y Lyons	Y Rita
Y Bellock	Y Feigenholtz	Y Mathias	N Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
N Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	N McAuliffe	N Saviano
Y Boland	N Fortner	Y McCarthy	E Schmitz
N Bost	Y Franks	Y McGuire	N Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
Y Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
N Brady	Y Golar	Y Miller	N Sommer
N Brauer	Y Gordon	N Mitchell, Bill	Y Soto
Y Brosnahan	E Graham	Y Mitchell, Jerry	N Stephens
Y Burke	Y Granberg	Y Moffitt	N Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	N Tracy
Y Coladipietro	Y Hannig	Y Mulligan	N Tryon
N Cole	Y Harris	N Munson	Y Turner
A Collins	N Hassert	N Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	N Wait
N Coulson	Y Hoffman	N Osmond	Y Washington
Y Crespo	Y Holbrook	Y Osterman	N Watson
Y Cross	Y Howard	E Patterson	N Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y Currie	Y Jefferies	N Pihos	Y Younge
Y D'Amico	Y Jefferson	N Poe	Y Mr. Speaker
Y Davis, Monique	Y Joyce	Y Pritchard	
Y Davis, William	N Kosel	N Ramey	

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-FIFTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 HOUSE BILL 1334  
 SCH CD-CHICAGO-YOUTH PROGRAM  
 THIRD READING  
 PASSED

May 18, 2007

111 YEAS

1 NAY

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	Y Dunkin	Y Lang	Y Reis
Y Bassi	Y Dunn	Y Leitch	Y Reitz
Y Beaubien	Y Durkin	E Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
Y Bellock	Y Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	E Schmitz
Y Bost	Y Franks	Y McGuire	Y Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
Y Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	Y Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	E Graham	Y Mitchell, Jerry	N Stephens
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	Y Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
A Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	Y Washington
Y Crespo	Y Holbrook	Y Osterman	Y Watson
Y Cross	Y Howard	E Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y Currie	Y Jefferies	Y Pihos	Y Younge
Y D'Amico	Y Jefferson	Y Poe	Y Mr. Speaker
Y Davis, Monique	Y Joyce	Y Pritchard	
Y Davis, William	Y Kosel	Y Ramey	

E - Denotes Excused Absence

STATE OF ILLINOIS  
NINETY-FIFTH  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
HOUSE BILL 2353  
STATE GOVERNMENT-TECH  
THIRD READING  
PASSED

May 18, 2007

112 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	Y Dunkin	Y Lang	Y Reis
Y Bassi	Y Dunn	Y Leitch	Y Reitz
Y Beaubien	Y Durkin	E Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
Y Bellock	Y Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	E Schmitz
Y Bost	Y Franks	Y McGuire	Y Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
Y Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	Y Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	E Graham	Y Mitchell, Jerry	Y Stephens
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	Y Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
A Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	Y Washington
Y Crespo	Y Holbrook	Y Osterman	Y Watson
Y Cross	Y Howard	E Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y Currie	Y Jefferies	Y Pihos	Y Younge
Y D'Amico	Y Jefferson	Y Poe	Y Mr. Speaker
Y Davis, Monique	Y Joyce	Y Pritchard	
Y Davis, William	Y Kosel	Y Ramey	

E - Denotes Excused Absence

STATE OF ILLINOIS  
NINETY-FIFTH  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
HOUSE BILL 1451  
ELEC CD-PRECINCT REFERENDA  
THIRD READING  
PASSED

May 18, 2007

83 YEAS

29 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	N Reboletti
Y Arroyo	Y Dunkin	Y Lang	N Reis
N Bassi	N Dunn	N Leitch	Y Reitz
N Beaubien	N Durkin	E Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
N Bellock	Y Feigenholtz	Y Mathias	N Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
N Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	E Schmitz
N Bost	Y Franks	Y McGuire	N Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
Y Bradley, Richard	Y Froehlich	N Meyer	Y Smith
N Brady	Y Golar	Y Miller	N Sommer
N Brauer	Y Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	E Graham	Y Mitchell, Jerry	N Stephens
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	N Tracy
N Coladipietro	Y Hannig	Y Mulligan	N Tryon
Y Cole	Y Harris	Y Munson	Y Turner
A Collins	N Hassert	N Myers	N Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	N Osmond	Y Washington
Y Crespo	Y Holbrook	Y Osterman	N Watson
N Cross	Y Howard	E Patterson	Y Winters
N Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y Currie	Y Jefferies	Y Pihos	Y Younge
Y D'Amico	Y Jefferson	N Poe	Y Mr. Speaker
Y Davis, Monique	Y Joyce	Y Pritchard	
Y Davis, William	Y Kosel	N Ramey	

E - Denotes Excused Absence

STATE OF ILLINOIS  
NINETY-FIFTH  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
HOUSE BILL 3733  
UTILITIES-CLEAN COAL PROGRAM  
THIRD READING  
PASSED

May 18, 2007

112 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	Y Dunkin	Y Lang	Y Reis
Y Bassi	Y Dunn	Y Leitch	Y Reitz
Y Beaubien	Y Durkin	E Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
Y Bellock	Y Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	E Schmitz
Y Bost	Y Franks	Y McGuire	Y Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
Y Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	Y Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	E Graham	Y Mitchell, Jerry	Y Stephens
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	Y Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
A Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	Y Washington
Y Crespo	Y Holbrook	Y Osterman	Y Watson
Y Cross	Y Howard	E Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y Currie	Y Jefferies	Y Pihos	Y Younge
Y D'Amico	Y Jefferson	Y Poe	Y Mr. Speaker
Y Davis, Monique	Y Joyce	Y Pritchard	
Y Davis, William	Y Kosel	Y Ramey	

E - Denotes Excused Absence



STATE OF ILLINOIS  
 NINETY-FIFTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 HOUSE BILL 2254  
 STATE GOVERNMENT-TECH  
 THIRD READING  
 PASSED

May 18, 2007

112 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	Y Dunkin	Y Lang	Y Reis
Y Bassi	Y Dunn	Y Leitch	Y Reitz
Y Beaubien	Y Durkin	E Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
Y Bellock	Y Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	E Schmitz
Y Bost	Y Franks	Y McGuire	Y Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
Y Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	Y Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	E Graham	Y Mitchell, Jerry	Y Stephens
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	Y Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
A Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	Y Washington
Y Crespo	Y Holbrook	Y Osterman	Y Watson
Y Cross	Y Howard	E Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y Currie	Y Jefferies	Y Pihos	Y Younge
Y D'Amico	Y Jefferson	Y Poe	Y Mr. Speaker
Y Davis, Monique	Y Joyce	Y Pritchard	
Y Davis, William	Y Kosel	Y Ramey	

E - Denotes Excused Absence

STATE OF ILLINOIS  
NINETY-FIFTH  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
HOUSE JOINT RESOLUTION 24  
SPEC EDUC FUNDING TASK FORCE  
ADOPTED

May 18, 2007

112 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	Y Dunkin	Y Lang	Y Reis
Y Bassi	Y Dunn	Y Leitch	Y Reitz
Y Beaubien	Y Durkin	E Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
Y Bellock	Y Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	E Schmitz
Y Bost	Y Franks	Y McGuire	Y Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
Y Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	Y Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	E Graham	Y Mitchell, Jerry	Y Stephens
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	Y Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
A Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	Y Washington
Y Crespo	Y Holbrook	Y Osterman	Y Watson
Y Cross	Y Howard	E Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y Currie	Y Jefferies	Y Pihos	Y Younge
Y D'Amico	Y Jefferson	Y Poe	Y Mr. Speaker
Y Davis, Monique	Y Joyce	Y Pritchard	
Y Davis, William	Y Kosel	Y Ramey	

E - Denotes Excused Absence

STATE OF ILLINOIS  
NINETY-FIFTH  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
HOUSE JOINT RESOLUTION 36  
DUAL CREDIT  
ADOPTED

May 18, 2007

112 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dugan	Y Krause	Y Reboletti
Y Arroyo	Y Dunkin	Y Lang	Y Reis
Y Bassi	Y Dunn	Y Leitch	Y Reitz
Y Beaubien	Y Durkin	E Lindner	Y Riley
Y Beiser	Y Eddy	Y Lyons	Y Rita
Y Bellock	Y Feigenholtz	Y Mathias	Y Rose
Y Berrios	Y Flider	Y Mautino	Y Ryg
Y Biggins	Y Flowers	Y May	Y Sacia
E Black	Y Ford	Y McAuliffe	Y Saviano
Y Boland	Y Fortner	Y McCarthy	E Schmitz
Y Bost	Y Franks	Y McGuire	Y Schock
Y Bradley, John	Y Fritchey	Y Mendoza	Y Scully
Y Bradley, Richard	Y Froehlich	Y Meyer	Y Smith
Y Brady	Y Golar	Y Miller	Y Sommer
Y Brauer	Y Gordon	Y Mitchell, Bill	Y Soto
Y Brosnahan	E Graham	Y Mitchell, Jerry	Y Stephens
Y Burke	Y Granberg	Y Moffitt	Y Sullivan
Y Chapa LaVia	Y Hamos	Y Molaro	Y Tracy
Y Coladipietro	Y Hannig	Y Mulligan	Y Tryon
Y Cole	Y Harris	Y Munson	Y Turner
A Collins	Y Hassert	Y Myers	Y Verschoore
Y Colvin	Y Hernandez	Y Nekritz	Y Wait
Y Coulson	Y Hoffman	Y Osmond	Y Washington
Y Crespo	Y Holbrook	Y Osterman	Y Watson
Y Cross	Y Howard	E Patterson	Y Winters
Y Cultra	Y Jakobsson	Y Phelps	Y Yarbrough
Y Currie	Y Jefferies	Y Pihos	Y Younge
Y D'Amico	Y Jefferson	Y Poe	Y Mr. Speaker
Y Davis, Monique	Y Joyce	Y Pritchard	
Y Davis, William	Y Kosel	Y Ramey	

E - Denotes Excused Absence

**56TH LEGISLATIVE DAY**

**Perfunctory Session**

**FRIDAY, MAY 18, 2007**

At the hour of 1:46 o'clock p.m., the House convenes perfunctory session.

**INTRODUCTION AND FIRST READING OF BILL**

The following bill was introduced, read by title a first time, ordered reproduced and placed in the Committee on Rules:

HOUSE BILL 4100. Introduced by Representative Coulson, AN ACT concerning local government.

**HOUSE RESOLUTION**

The following resolution was offered and placed in the Committee on Rules.

HOUSE RESOLUTION 436

Offered by Representative Crespo:

WHEREAS, The freedom and security that citizens of the United States enjoy today are direct results of the blood shed and continued vigilance given by the United States Armed Forces over the history of our great nation; and

WHEREAS, The sacrifices that such members of the United States Armed Forces, and of the family members that support them, have preserved the liberties that have enriched this nation making it unique in the world community; and

WHEREAS, The United States Congress, in two thousand and four, passed a resolution proclaiming May as National Military Appreciation Month, calling all Americans to remember those who gave their lives in defense of freedom and to honor the men and women of all of our Armed Services who have served and are now serving our Country, together with their families; and

WHEREAS, The months of May and June were selected for this display of patriotism because during these months we celebrate Victory in Europe (VE) Day, Military Spouse Day, Loyalty Day, Armed Forces Day/Week National Day of Prayer, Memorial Day, Navy Day, Army Day, and Flag Day; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we proclaim the period of May 1 through June 14, 2007 as National Military Appreciation Month in the State of Illinois and encourage all citizens to join us in showing our gratitude by the appropriate display of flags and ribbons during the designated period.

At the hour of 1:47 o'clock p.m., the House Perfunctory Session adjourned.