

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-FIFTH GENERAL ASSEMBLY

250TH LEGISLATIVE DAY

REGULAR & PERFUNCTORY SESSION

THURSDAY, APRIL 10, 2008

10:10 O'CLOCK A.M.

**HOUSE OF REPRESENTATIVES
Daily Journal Index
250th Legislative Day**

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The House met pursuant to adjournment.

Speaker of the House Madigan in the chair.

Prayer by Reverend Wendell Oman, Vice President of Missions and Spiritual Care Advocate Christ Medical Center in Oak Lawn, IL.

Representative Kosel 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:

113 present. (ROLL CALL 1)

By unanimous consent, Representatives Brady, Hamos, Lindner, Washington and Watson were excused from attendance.

LETTER OF TRANSMITTAL

April 10, 2008

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 April 18, 2008 for House Bills:

House Bills: 2426, 2649, 2819, 4305, 4354, 5135, 5224 and 6136.

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

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Lang replaced Representative Hannig in the Committee on Rules on April 10, 2008.

REPORT FROM THE COMMITTEE ON RULES

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on April 10, 2008, 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 BILLS 2426 and 2819.

LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:

Executive: HOUSE BILL 5135.
Judiciary II - Criminal Law: HOUSE BILL 4305.
Labor: HOUSE BILL 5224.
Mass Transit: HOUSE BILL 6136.

Tollway Oversight: HOUSE BILL 4354.

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

Y Currie(D), Chairperson
Y Lang(D) (replacing Hannig)
Y Turner(D)

A Black(R), Republican Spokesperson
Y Hassert(R)

MOTIONS SUBMITTED

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

MOTION

Pursuant to Rule 61, and having voted on the prevailing side, I move to reconsider the vote by which House Joint Resolution Constitutional Amendment No. 42 failed in the House on April 10, 2008.

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

MOTION

Pursuant to Rule 58(a), I move to discharge the Committee on Rules from further consideration of HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 11 and advance to the order of Second Reading - Standard Debate.

HOME RULE NOTE SUPPLIED

A Home Rule Note has been supplied for HOUSE BILL 758, as amended.

STATE MANDATES FISCAL NOTE SUPPLIED

A State Mandates Fiscal Note has been supplied for HOUSE BILL 758, as amended.

JUDICIAL NOTE SUPPLIED

A Judicial Note has been supplied for HOUSE BILL 758, as amended.

HOUSING AFFORDABILITY IMPACT NOTE SUPPLIED

A Housing Affordability Impact Note has been supplied for HOUSE BILL 758, as amended.

LAND CONVEYANCE APPRAISAL NOTE SUPPLIED

A Land Conveyance Appraisal Note has been supplied for HOUSE BILL 758, as amended.

PENSION NOTE SUPPLIED

A Pension Note has been supplied for HOUSE BILL 758, as amended.

FISCAL NOTE SUPPLIED

A Fiscal Note has been supplied for HOUSE BILL 2673, as amended.

CORRECTIONAL NOTES SUPPLIED

Correctional Notes have been supplied for HOUSE BILLS 758, as amended, and 5159, as amended.

STATE DEBT IMPACT NOTE SUPPLIED

A State Debt Impact Note has been supplied for HOUSE BILL 758, as amended.

CHANGE OF SPONSORSHIP

With the consent of the affected members, Representative Madigan was removed as principal sponsor, and Representative Turner became the new principal sponsor of HOUSE BILL 2467.

With the consent of the affected members, Representative Coulson was removed as principal sponsor, and Representative Mulligan became the new principal sponsor of HOUSE BILL 4822.

With the consent of the affected members, Representative Coulson was removed as principal sponsor, and Representative Schock became the new principal sponsor of HOUSE BILL 5905.

With the consent of the affected members, Representative Mathias was removed as principal sponsor, and Representative Coladipietro became the new principal sponsor of SENATE BILL 2072.

With the consent of the affected members, Representative Cross was removed as principal sponsor, and Representative Moffitt became the new principal sponsor of HOUSE BILL 2819.

With the consent of the affected members, Representative Madigan was removed as principal sponsor, and Representative Molaro became the new principal sponsor of HOUSE BILL 2649.

AGREED RESOLUTIONS

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

HOUSE RESOLUTION 1156

Offered by Representative Cross:
Congratulates the players and coaches the Lady Norsemen Girls' Basketball Team of Newark Community High School on the occasion of an outstanding season.

HOUSE RESOLUTION 1157

Offered by Representative Cross:
Congratulates Roger Matile on the occasion of his retirement as editor of the Ledger-Sentinel in Oswego.

HOUSE RESOLUTION 1158

Offered by Representative Cross:
Mourns the death of Ed Migrant of Plainfield.

HOUSE RESOLUTION 1159

Offered by Representative Howard:
Mourns the death of Judge Eugene Pincham of Chicago.

HOUSE RESOLUTION 1160

Offered by Representative Pihos:
Recognizes the Lincoln Foundation for Performance Excellence and its efforts to assist Illinois organizations to strive for performance excellence.

HOUSE RESOLUTION 1161

Offered by Representative Pihos:
Honors William T. Lichter for his 23 years of dedicated service as Village Manager of Lombard.

HOUSE RESOLUTION 1162

Offered by Representative Pihos:
Congratulates Charlessa Wiggins of Glen Ellyn on the occasion of her 110th birthday.

HOUSE RESOLUTION 1163

Offered by Representative Pihos:
Congratulates the Montini Catholic High School wrestling team on winning the IHSA Class AA State Championship.

HOUSE RESOLUTION 1164

Offered by Representative Smith:
Congratulates AARP on its 50th anniversary.

HOUSE RESOLUTION 1165

Offered by Representative Reis:
Congratulates the Franciscan priests and brothers on the occasion of the 150th anniversary of their arrival in Teutopolis.

HOUSE RESOLUTION 1166

Offered by Representative Mulligan:
Congratulates the member mayors and township supervisors of the Northwest Municipal Conference on the 50th anniversary of the Conference.

HOUSE RESOLUTION 1167

Offered by Representative Coulson:
Congratulates the faculty, staff, and students of Glenbrook South High School in Glenview on the occasion of being named as the National GRAMMY Signature School by the GRAMMY Foundation.

HOUSE RESOLUTION 1168

Offered by Representative Colvin:
Recognizes and honors the upcoming 102nd anniversary of the founding of Alpha Phi Alpha Fraternity.

HOUSE RESOLUTION 1169

Offered by Representative Madigan:
Mourns the death of former Illinois State Representative Robert E. Mann.

HOUSE RESOLUTION 1171

Offered by Representative Saviano:
Congratulates Paul Thomson of the Franklin Park Fire Department on his retirement.

HOUSE RESOLUTION 1172

Offered by Representative Smith:
Mourns the death of Lee Grubor, Deputy Fire Chief of the Lewistown Fire Department.

HOUSE RESOLUTION 1173

Offered by Representative D'Amico:
Congratulates Erin Barry of Ambassador Girl Scout Troop 804 on the occasion of winning the Gold Award from the Girl Scouts organization.

HOUSE RESOLUTION 1174

Offered by Representative D'Amico:
Congratulates Christina Gussie of Ambassador Girl Scout Troop 804 on the occasion of winning the Gold Award from the Girl Scouts organization.

HOUSE RESOLUTION 1175

Offered by Representative D'Amico:
Congratulates Anneliese Voss of Ambassador Girl Scout Troop 804 on the occasion of winning the Gold Award from the Girl Scouts organization.

HOUSE RESOLUTION 1176

Offered by Representative D'Amico:
Congratulates Caitlin Brecklin of Ambassador Girl Scout Troop 804 on the occasion of winning the Gold Award from the Girl Scouts organization.

HOUSE JOINT RESOLUTION 123

Offered by Representative Hannig:
Congratulates Nokomis Community Unit School District 22 on Nokomis Early Childhood/American Pride earning national accreditation from the National Association for the Education of Young Children (NAEYC).

**HOUSE JOINT RESOLUTIONS
CONSTITUTIONAL AMENDMENTS
SECOND READING**

HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 42 was taken up and read in full a third time and advanced to the order of Third Reading.

RESOLUTIONS

Having been reported out of the Committee on Agriculture & Conservation on March 11, 2008, HOUSE JOINT RESOLUTION 90 was taken up for consideration.

Representative Phelps 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.

RECESS

At the hour of 10:28 o'clock a.m., Speaker of the House Madigan moved that the House do now take a recess until the call of the Chair.

The motion prevailed.

At the hour of 12:52 o'clock p.m., the House resumed its session.

Representative Hannig in the Chair.

Representative Stephens moved that the House stand adjourned until Monday, April 14, 2008 at the hour of 12:00 o'clock noon.

Representative Stephens requested a roll call vote.

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

46, Yeas; 67, Nays; 0, Answering Present.

(ROLL CALL 2)

The motion was lost.

HOUSE JOINT RESOLUTIONS CONSTITUTIONAL AMENDMENTS THIRD READING

HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 42 was taken up and read in full a third time.

Representative Smith moved the passage of the resolution.

The Chair placed the resolution on unlimited debate.

And the question being, "Shall this resolution pass?" it was decided in the negative by the following vote:

52, Yeas; 60, Nays; 0, Answering Present.

(ROLL CALL 3)

This resolution, having failed to receive the votes of three-fifths of the Members elected, was declared lost.

AGREED RESOLUTIONS

HOUSE RESOLUTIONS 1156, 1157, 1158, 1159, 1161, 1162, 1164, 1165, 1166, 1168, 1169, 1171, 1172, 1173, 1174, 1175, 1176 and HOUSE JOINT RESOLUTION 123 were taken up for consideration.

Representative Currie moved the adoption of the agreed resolutions.

The motion prevailed and the agreed resolutions were adopted.

ADJOURNMENT RESOLUTION HOUSE JOINT RESOLUTION 125

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

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the two Houses adjourn on Thursday, April 10, 2008, they stand adjourned until Tuesday, April 15, 2008 at 12:00 o'clock noon.

HOUSE JOINT RESOLUTION 125 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 3:22 o'clock p.m., Representative Currie moved that the House do now adjourn.

The motion prevailed.

And in accordance therewith and pursuant to HOUSE JOINT RESOLUTION 125, the House stood adjourned until Tuesday, April 15, 2008, at 12:00 o'clock p.m.

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

April 10, 2008

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
P Black	P Ford	P McAuliffe	P Saviano
P Boland	P Fortner	P McCarthy	P 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
E Brady	P Golar	P Miller	P Sommer
P Brauer	P Gordon	P Mitchell, Bill	P Soto
P Brosnahan	P Graham	P Mitchell, Jerry	P Stephens
P Burke	P Granberg	P Moffitt	P Sullivan
P Chapa LaVia	E Hamos	P Molaro	P Tracy
P Coladipietro	P Hannig	P Mulligan	P Tryon
P Cole	P Harris	P Munson	P Turner
P Collins	P Hassert	P Myers	P Verschoore
P Colvin	P Hernandez	P Nekritz	P Wait
P Coulson	P Hoffman	P Osmond	E Washington
P Crespo	P Holbrook	P Osterman	E Watson
P Cross	P Howard	P 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
MOTION TO ADJOURN
LOST

April 10, 2008

46 YEAS

67 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FIFTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 42
 CONAMEND-INCOME TAX RATES
 THIRD READING
 FAILED

April 10, 2008

52 YEAS

60 NAYS

0 PRESENT

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

E - Denotes Excused Absence

250TH LEGISLATIVE DAY

Perfunctory Session

THURSDAY, APRIL 10, 2008

At the hour of 3:42 o'clock p.m., the House convened perfunctory session.

SENATE BILLS ON FIRST READING

Having been reproduced, the following bills were taken up, read by title a first time and placed in the Committee on Rules: SENATE BILLS 898 (Hernandez), 1857 (Reboletti), 1872 (Reboletti), 1987 (Holbrook), 2013 (Lang), 2210 (Lang), 2290 (Mautino), 2603 (Golar) and 2821 (Currie).

INTRODUCTION AND FIRST READING OF BILLS

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

HOUSE BILL 6332. Introduced by Representative Reboletti, AN ACT concerning transportation.

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Lang replaced Representative Currie in the Committee on Rules on April 10, 2008.

Representative Lyons replaced Representative Turner in the Committee on Rules on April 10, 2008.

REPORT FROM THE COMMITTEE ON RULES

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on April 10, 2008, (A) 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 2649.

LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:

State Government Administration: HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 44.

The committee roll call vote on the foregoing Legislative Measures is as follows:

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

Y Lang(D) (replacing Currie)
Y Hannig(D)
Y Lyons(D) (replacing Turner)

A Black(R), Republican Spokesperson
A Hassert(R)

**HOUSE JOINT RESOLUTIONS
CONSTITUTIONAL AMENDMENTS
FIRST READING**

Representative William Davis introduced the following:

**HOUSE JOINT RESOLUTION
CONSTITUTIONAL AMENDMENT 43**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Section 3 of Article IX of the Illinois Constitution as follows:

ARTICLE IX
REVENUE

SECTION 3. LIMITATIONS ON INCOME TAXATION

(a) A tax on or measured by income may be at a graduated ~~shall be at a non-graduated~~ rate. At any one time there may be no more than one such tax imposed by the State for State purposes on individuals and one such tax so imposed on corporations. In any such tax imposed upon corporations the rate shall not exceed the weighted average rate imposed on individuals by more than a ratio of 8 to 5.

(b) Laws imposing taxes on or measured by income may adopt by reference provisions of the laws and regulations of the United States, as they then exist or thereafter may be changed, for the purpose of arriving at the amount of income upon which the tax is imposed.

(Source: Illinois Constitution.)

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 43 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

Representative Brosnahan introduced the following:

**HOUSE JOINT RESOLUTION
CONSTITUTIONAL AMENDMENT 44**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Sections 2 and 3 of Article IV of the Illinois Constitution as follows:

ARTICLE IV
THE LEGISLATURE

SECTION 2. LEGISLATIVE COMPOSITION

(a) One Senator shall be elected from each Legislative District. Immediately following each decennial redistricting, the Senate, by resolution, General Assembly by law shall divide the Legislative Districts as equally as possible into three groups. Senators from one group shall be elected for terms of four years, four years and two years; Senators from the second group, for terms of four years, two years and four years; and Senators from the third group, for terms of two years, four years and four years. The Legislative Districts in each group shall be distributed substantially equally over the State.

(b) ~~Each Legislative District shall be divided into two Representative Districts. In 2012 1982~~ and every two years thereafter one Representative shall be elected from each Representative District for a term of two years.

(c) To be eligible to serve as a member of the General Assembly, a person must be a United States citizen, at least 21 years old, and for the two years preceding his election or appointment a resident of the

district which he is to represent. In the general election following a redistricting, a candidate for the General Assembly may be elected from any district which contains a part of the district in which he resided at the time of the redistricting and reelected if a resident of the new district he represents for 18 months prior to reelection.

(d) Within thirty days after a vacancy occurs, it shall be filled by appointment as provided by law. If the vacancy is in a Senatorial office with more than twenty-eight months remaining in the term, the appointed Senator shall serve until the next general election, at which time a Senator shall be elected to serve for the remainder of the term. If the vacancy is in a Representative office or in any other Senatorial office, the appointment shall be for the remainder of the term. An appointee to fill a vacancy shall be a member of the same political party as the person he succeeds.

(e) No member of the General Assembly shall receive compensation as a public officer or employee from any other governmental entity for time during which he is in attendance as a member of the General Assembly.

No member of the General Assembly during the term for which he was elected or appointed shall be appointed to a public office which shall have been created or the compensation for which shall have been increased by the General Assembly during that term.

(Source: Amendment adopted at general election November 4, 1980.)

SECTION 3. LEGISLATIVE REDISTRICTING

(a) Legislative Districts shall be compact, be contiguous, be and substantially equal in population, reflect minority voting strengths, and consider political boundaries. Representative Districts shall be compact, be contiguous, be and substantially equal in population, reflect minority voting strengths, and consider political boundaries. A Representative District need not be entirely within a single Legislative District.

(b) In the year following each Federal decennial census year, the Senate, by resolution adopted by a record vote of three-fifths of the members elected, General Assembly by law shall redistrict the Legislative Districts, and the House of Representatives, by resolution adopted by a record vote of three-fifths of the members elected, shall redistrict the Representative Districts. An adopted redistricting resolution shall be filed with the Secretary of State by the presiding officer of the house that adopted the resolution. Each house shall file an adopted resolution not later than June 30.

~~(c) A~~ If no redistricting plan becomes effective by June 30 of that year, a Legislative District Redistricting Commission shall be constituted by April 1 of the year following each Federal decennial census year not later than July 10. The Commission shall consist of four ~~eight~~ members, no more than two ~~four~~ of whom shall be members of the same political party.

~~The Speaker and Minority Leader of the House of Representatives shall each appoint to the Commission one Representative and one person who is not a member of the General Assembly. The President and Minority Leader of the Senate shall each appoint two persons to the Commission one Senator and one person who is not a member of the General Assembly.~~

The members shall be certified to the Secretary of State by the appointing authorities. A vacancy on the Commission shall be filled within five days by the authority that made the original appointment. A Chairman and Vice Chairman shall be chosen by a majority of all members of the Commission. The Commission may hold public hearings and collect information regarding the redistricting of Legislative Districts.

If the Senate has failed to file a redistricting resolution with the Secretary of State by June 30, the Commission, by resolution adopted by record vote of at least three Commissioners, shall redistrict the Legislative Districts.

Not later than July 31, the Commission shall file an adopted resolution with the Secretary of State. If the Commission fails to file an adopted resolution by July 31, the Chief Justice of the Supreme Court and a Supreme Court Judge selected by the Supreme Court Judges from a political party other than the political party of the Chief Justice shall jointly appoint one person to act as Special Master to redistrict the Legislative Districts, who may not be the same person appointed Special Master under subsection (d). The Special Master shall be appointed and certified to the Secretary of State not later than August 10. The Special Master shall file a redistricting map of the Legislative Districts with the Secretary of State not later than September 5.

(d) A Representative District Redistricting Commission shall be constituted by April 1 of the year following each Federal decennial census year. The Commission shall consist of four members, no more than two of whom shall be members of the same political party.

The Speaker and Minority Leader of the House of Representatives shall each appoint two persons to the

Commission.

The members shall be certified to the Secretary of State by the appointing authorities. A vacancy on the Commission shall be filled within five days by the authority that made the original appointment. A Chairman and Vice Chairman shall be chosen by a majority of all members of the Commission. The Commission may hold public hearings and collect information regarding the redistricting of Representative Districts.

If the House of Representatives has failed to file a redistricting resolution with the Secretary of State by June 30, the Commission, by resolution adopted by record vote of at least three Commissioners, shall redistrict the Representative Districts.

Not later than July 31, the Commission shall file an adopted resolution with the Secretary of State. If the Commission fails to file an adopted resolution by July 31, the Chief Justice of the Supreme Court and a Supreme Court Judge selected by the Supreme Court Judges from a political party other than the political party of the Chief Justice shall jointly appoint one person to act as Special Master to redistrict the Representative Districts, who may not be the same person appointed Special Master under subsection (c). The Special Master shall be appointed and certified to the Secretary of State not later than August 10. The Special Master shall file a redistricting map of the Representative Districts with the Secretary of State not later than September 5.

~~Not later than August 10, the Commission shall file with the Secretary of State a redistricting plan approved by at least five members.~~

~~If the Commission fails to file an approved redistricting plan, the Supreme Court shall submit the names of two persons, not of the same political party, to the Secretary of State not later than September 1.~~

~~Not later than September 5, the Secretary of State publicly shall draw by random selection the name of one of the two persons to serve as the ninth member of the Commission.~~

~~Not later than October 5, the Commission shall file with the Secretary of State a redistricting plan approved by at least five members.~~

(e) A ~~An approved redistricting resolution or redistricting map plan~~ filed with the Secretary of State shall be presumed valid, shall have the force and effect of law and shall be published promptly by the Secretary of State.

The Supreme Court shall have original and exclusive jurisdiction over actions concerning redistricting the House and Senate, which shall be initiated in the name of the People of the State by the Attorney General.

(Source: Amendment adopted at general election November 4, 1980.)

SCHEDULE

The State Board of Elections shall proceed, as soon as all the returns are received but no later than 31 days after the election, to canvass the votes given for and against this Constitutional Amendment, as shown by the abstracts of votes cast. If this Constitutional Amendment is approved by either three-fifths of those voting on the question or a majority of those voting in the election, then the State Board of Elections shall declare the adoption of this Constitutional Amendment and it shall, upon declaration of its adoption, take effect and become a part of the Constitution of this State. This Schedule supersedes and applies notwithstanding any statute to the contrary, and no other requirements, including without limitation proclamation of the results of the vote or notice by publication, are necessary for its effectiveness. This Constitutional Amendment applies to redistricting beginning in 2011 and to the election of members of the General Assembly beginning in 2012.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 44 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

HOUSE RESOLUTIONS

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

HOUSE RESOLUTION 1170

Offered by Representative Mulligan:

WHEREAS, The U.S. Food and Drug Administration (FDA) has the responsibility to determine if newly

developed medical products are safe and effective; and

WHEREAS, Any prescription medication, over the counter medication, medical device, or vaccination must be approved by the FDA prior to being marketed for general sale in the United States; and

WHEREAS, Over the last few years, various widely-used prescription drugs have been removed from the market following documented deaths and serious harm to patients; and

WHEREAS, These incidents call into question the standards currently used to review drugs and devices in response to the FDA Modernization Act of 1997; and

WHEREAS, Many women have health conditions that require them to take medication throughout their lives, such as asthma, epilepsy, hypertension, and depression; at this time, while a rating system for drug safety does exist, statistics and research are lacking regarding the safety of taking these medications during pregnancy; and

WHEREAS, According to figures kept by birth defect research groups, the incidence of women using nonprescription medicines to treat headaches, colds, upset stomachs, and other ailments typical during pregnancy is on the rise; researchers have found that over 20% of pregnant women use four or more drugs during their pregnancy, with over the counter medicines being utilized most often; and

WHEREAS, The American College of Obstetricians and Gynecologists does not currently have guidelines for physicians prescribing medications during pregnancy; and

WHEREAS, Over 150,000 babies in the U.S. each year are born with serious birth defects; while some causes of birth defects are linked to genetic or chromosomal problems, the majority are caused by unknown reasons; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the U.S Food and Drug Administration to seek out better research and data collection pertaining to drug use during pregnancy; and be it further

RESOLVED, That we also urge the U.S. Food and Drug Administration, in cooperation with pharmacists and physicians, to do an informational campaign to provide scientifically accurate information to both pregnant and lactating women regarding the hazards of taking prescription and over the counter medications, along with the potential impact on their child; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the members of the Illinois congressional delegation, the Illinois State Medical Society, the Illinois Pharmacists Association, and the Illinois Department of Public Health.

HOUSE JOINT RESOLUTION 124

Offered by Representative Stephens:

WHEREAS, The members of the Illinois General Assembly wish to honor those who have served our country with distinction and valor in the armed forces; and

WHEREAS, The State of Illinois and the State of Missouri have made plans to construct an additional bridge at a date yet to be determined on I-70 crossing the Mississippi River; this bridge will relieve traffic congestion between the State of Illinois and the State of Missouri; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the I-70 Mississippi River Bridge connecting Illinois to Missouri to be constructed at a later date be designated, upon approval of the Illinois and Missouri State legislatures, the Veterans Bridge; and be it further

RESOLVED, That the Illinois Department of Transportation is requested to erect at suitable locations, consistent with State and federal regulations, appropriate plaques or signs giving notice of the name; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the Secretary of the U.S. Department of Transportation; the Secretary of the Illinois Department of Transportation; and the Secretary of the Missouri Department of Transportation.

At the hour of 3:54 o'clock p.m., the House Perfunctory Session adjourned.

