

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

87th Legislative Day

January 30, 2002

Speaker Madigan: "The House shall come to order. The Members shall be in their chairs. We shall be led in prayer today by the Reverend Paul Nelson of The First Presbyterian Church in Woodstock. Reverend Nelson is the guest of Representative Jack Franks. The guests in the gallery may wish to rise and join us for the invocation and the Pledge of Allegiance."

Reverend Nelson: "Let us pray. Creator God, for all that You have blessed us with, we lift up our thanks to You for the very gift of life itself that we should be here at all, we thank You. For this day of life, with it's joys and triumphs, puzzles and challenges, thank You. For this great land, its material blessing, but even more the principles forged into our way of life, granting us freedom from tyranny, we give You thanks. For strength of resolve uncovered in the heart of this land in recent days, as we've been tested, for the unity of attitudes and actions rising from diverse people who demonstrated courage to be the warp and compassion the wolf(sic-weft) of the fabric of our land, we thank You, Lord. For those who spend their lives in service to this great land, for those who serve in the armed forces, facing at times an increasingly enigmatic enemy on a confusingly blurred battleground, putting their lives on the line, we give You thanks. Along with thanks for those who serve to keep civil order and safety, for each of these we pray Your protection. We thank You for these Representatives assembled in this House, who are giving this portion of their lives to serve the public good in this great state, as they are leaders of people we ask that You would be their leader. As they work to govern this state, bring each of their lives under the governance of Your spirit. In this demanding service grant them

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energy and health, use the extraordinary intelligence You've blessed them with to serve Your people with insight. Grant them full use of the creativity with which You've endowed them. In the midst of the myriad details and calls on their time, rekindle in each a love for this state and for her people. And whether facing daily decisions or difficult conundrums or lifetime choices, gift them with uncommon discernment and the ability to hear Your own still small voice in the path they choose. Strengthen their own resolve to be as faithful to our times as their predecessors were in times past. Bless all facets of their lives and relationships, we pray. In times when centrifugal force pulls us in all directions, threatening to disintegrate our very persons, be a strong center to each Representative within the times when untold stresses that come with the territory of their service we ask You for Your protective and life-giving spirit to bless their family life, as well. And somehow in the midst of this arduous service, grant them the miracle of deep joy in the midst of labor and peace under pressure. Guide this House in its corporate decisions, that the people of Illinois may be served faithfully and the principles of our land upheld and Your will be done. Amen."

Speaker Madigan: "We shall be led in the Pledge of Allegiance by Representative Franks."

Representative Franks - et al: "I pledge allegiance to the flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all."

Speaker Madigan: "Roll Call for Attendance. Representative Currie."

Representative Currie: "Thank you, Speaker. Please let the

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records reflect that Representatives Bugielski, Monique Davis, and Mike Smith are excused today."

Speaker Madigan: "Mr. Bost."

Representative Bost: "Thank you, Mr. Speaker. On the Republican side of the aisle we'd like to report that Keith Sommer is excused today."

Speaker Madigan: "The Clerk shall take the record. There being 114 Members responding to the Attendance Roll Call, there is a quorum present. Mr. Clerk."

Clerk Rossi: "Committee Reports. Representative Giles, Chairperson from the Committee on Elementary & Secondary Education, to which the following measure/s was/were referred, action taken on Wednesday, January 30, 2002, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 3774. Representative Steve Davis, Chairperson from the Committee on Constitutional Officers, to which the following measure/s was/were referred, action taken on Tuesday, January 29, 2002, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 3629; and House Bill 3645. Representative Boland, Chairperson from the Committee on Elections & Campaign Reform, to which the following measure/s was/were referred, action taken on Tuesday, January 29, 2002, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bill 3769. Representative Crotty, Chairperson from the Committee on Children & Youth, to which the following measure/s was/were referred, action taken on Tuesday, January 29, 2002, reported the same back with the following recommendation/s: 'do pass as amended Short Debate' House Bill 3662."

Speaker Madigan: "Mr. Reitz, do you wish to call House Bill 1689?"

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Do you wish to call that today? Mr. Clerk, what is the status of House Bill 1689?"

Clerk Rossi: "House Bill 1689 has been read a second time, previously. Amendment #1 was adopted in committee. No Motions have been filed. No Floor Amendments approved for consideration."

Speaker Madigan: "Third Reading. Mr. Brosnahan."

Brosnahan: "Thank you, Mr. Speaker. The Disabled Community Committee set for today at 2 o'clock has been canceled. Thank you."

Speaker Madigan: "Has this been approved by that group of people that I met with over the weekend?"

Brosnahan: "I believe I ran it by them first, so I think they're in agreement."

Speaker Madigan: "Thank you. Mr. Clerk, please read House Resolution 611."

Clerk Bolin: "

HOUSE RESOLUTION 611

WHEREAS, The members of the Illinois House of Representatives offer our sincere congratulations to the Driscoll Catholic High School Football Team on winning the Class 4A State Championship Title in Champaign on November 23, 2001; and

WHEREAS, Driscoll Catholic High School, located in Addison, first opened its doors to students in 1966; and

WHEREAS, Under the direction of the Diocese of Joliet, Driscoll was first founded by the School Sisters of St. Francis and the Brothers of the Christian Schools; and

WHEREAS, Driscoll's Principal Stephen Marth and Athletic Director Robert Carlson have worked to build a strong athletic

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program; and

WHEREAS, The Driscoll Highlanders overcame opening the football season with a 0-2 record yet went on to 12 consecutive victories and defeated Mt. Carmel in double overtime by a score of 42-41 to secure the Class 4A Championship; and

WHEREAS, The Highlanders advanced to the Class 3A Semifinals last year; and

WHEREAS, Head Football Coach Tim Racki has been part of the Driscoll football program since being on the first Highlanders' playoff team in 1986; and

WHEREAS, With the support of Assistant Coaches Mike Burzawa, Larry Guida, Joe Petro, Mike Locansole, Bob LaMantia, Branson New, John Pullia, Mark Morgan, Bill Erzig, Chip Forestor, Nick Cicero, Bob Crowe, Shawn Nykaza, Dan Cepek, and John Bertagna, Driscoll won its first state title since 1991; and

WHEREAS, Motivated by the leadership of Captains Victor Arlis, Mike Senese, Kentin Lathrope, Mike Freeman, Jim Vozzella, Mike Tenuto, Jeremy Netzer, Paul Whetsel, team members demonstrated true spirit and commitment to their sport; and

WHEREAS, Driscoll's senior football players Paul Whetsel, Michael Senese, Jeremy Netzer, Tim Hayden, Bobby Fennell, Mike Tenuto, Victor Arlis, Chris Agdeppa, Mike Freeman, Jon Gorogianis, Nick Anton, Dan Pokorny, James Vozzella, Manuel Calvillo, Chris Tronco, Bruce Troutman, Kentin Lathrope, Bob LaMantia, Bill LaBrack, Bobby Jacobsen, Wiener Pressard, and Mike Paluszkiewicz, guided their younger teammates; and

WHEREAS, Junior Quarterback Matt Mahaney lead the team on the field finishing the game 11 of 20 for 167 yards and two touchdowns; and

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WHEREAS, The strong defensive core held Mt. Carmel to just 139 yards in the second half and stopped a Mt. Carmel 2-point conversion pass, giving the Highlanders the 42-41 double-overtime victory; and

WHEREAS, The offensive line rallied to surpass a 28-18 Mt. Carmel lead and score 24 points in the second half of the game; and

WHEREAS, The special teams had an outstanding game with Sophomore Greg Turner, who had a 31 yard kickoff return and Junior Anthony Gebhard who returned two kickoffs for a total of 83 yards; and

WHEREAS, Freshman Kicker Rick Albreski hit a 32 yard field goal and converted all four extra points, including the game winning extra point; and

WHEREAS, This achievement is a source of inspiration to the entire Driscoll community, contributing to the successful educational and athletic programs at Driscoll; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we do hereby offer our congratulations to the Driscoll Catholic High School Football Team; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Driscoll Catholic High School Principal Stephen Marth, Athletic Director Robert Carlson and the Head Coach Tim Racki, this day, January 30, 2002.

Speaker Madigan: "Mr. Daniels."

Daniels: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Like many of you, I'm a big fan of high school athletics, but not just from the standpoint of games and

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competition. I truly believe that young people who participate in athletics are building leadership qualities that will be helpful for the rest of their lives. And let's face it, when the local high school team succeeds it brings pride to the entire community. That's why I am proud to honor the Driscoll Catholic High School of Addison for winning the Class 4A championship title in Champaign, Urbana this past November. I want to particularly congratulate head coach Tim Racki and all of his assistants mentioned in the Resolution for the great job of bringing the first state championship since 1991 to this tremendous school. You know, coaching high school sports is a tough job. It takes special men and women to do it well. Clearly, Driscoll Catholic has truly been blessed to have outstanding coaching staffs over the years and it's a big part of what it takes to win state championships. Of course, the most important part of winning a football championship is having terrific young men on your team, and once again the Driscoll Catholic Highlanders have been blessed. You heard their names in the Resolution, but what you may not realize is the intense pride they brought to their parents, their neighbors, their community, their schools, and their leaders in their area. Ladies and Gentlemen of the House, Driscoll High School is the smallest school in Class 4A. You heard it, they are the smallest school in Class 4A, yet they went on to win the football championship. They proved to the state that they had the biggest hearts. Case in point, listen to this, during the championship game, the Highlanders were down by a score of 28-18 in the first half. And yet they rallied back to win one of the most exciting games in Illinois high school athletic history. The final score, catch this,

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double-overtime, was 42-41. Can you imagine how many people had their hearts stop during that game? Can you imagine how these young men played their hearts out to make sure that they brought home a victory? But winners never quit and that's why we're honored to have in our gallery a group of winners, #1. Gentlemen, on the high school football team of Driscoll High School, remember what it feels like to be #1. Remember that championship spirit, because you will be our leaders of tomorrow. You carry that spirit of winning of championship on to every position and every job that you perform and you'll make us all proud as you go through life in successful way. Well done, gentlemen. Thank you for coming to see us today. Thank you for allowing us to honor... Members of the House, please honor this championship team comprised of championship men."

Speaker Madigan: "The Clerk has read the Resolution and Mr. Daniels has moved for the adoption. Those in favor say 'yes'; those opposed say 'no'. The 'ayes' have it. The Resolution is adopted. The Chair recognizes Mr. Novak."

Novak: "Yes, Mr. Speaker, for the purposes of an announcement. The Energy & Environment Committee was scheduled to meet today at 3:00 p.m., it's been canceled. Energy and Environment Committee has been canceled."

Speaker Madigan: "Mr. Saviano."

Saviano: "Thank you, Mr. Speaker, just advise the Members of the Registration & Regulation Committee that it will be canceled today. It was scheduled for this afternoon. So we are canceling the Registration & Regulation Committee. Thank you."

Speaker Madigan: "Are there any further announcements concerning committees? The Chair recognizes Representative Erwin."

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Erwin."

Erwin: "Thank you... Thank you, Speaker. The House Higher Education Committee scheduled for 3 o'clock this afternoon will not meet."

Speaker Madigan: "Mr. Lyons."

Lyons, J.: "Speaker, Members of the Assembly, the House Revenue Committee scheduled for tomorrow morning will be canceled also. Thank you."

Speaker Madigan: "Mr. Schoenberg."

Schoenberg: "Thank you, Mr. Speaker. The Appropriations Committee for General Services in Government Oversight scheduled for this afternoon will be canceled."

Speaker Madigan: "Representative John Jones."

Jones, J.: "Thank you, Mr. Speaker. There was a legislative breakfast in the morning in the Rathskellar for 7:00 a.m. 'til 9:30 by the RC & D. That has been canceled. Thank you."

Speaker Madigan: "Mr. Leitch."

Leitch: "Thank you, Mr. Speaker. Someone left a cell phone here on my desk, in case they're looking for it. Anybody want to make any long distance calls, get over here quick."

Speaker Madigan: "Mr. Winters."

Winters: "Mr. Speaker, inquiry of the Chair."

Speaker Madigan: "State your inquiry."

Winters: "I noticed that the General Services Appropriations Committee was not meeting. I think this might be a matter for them. But I have a question of the Chair, which of these license plates are we supposed to use for the next year? I mean, we were issued two-year plates. We just got our new plates which never before has happened to my knowledge in the middle of a two-year plate, we get a new one. Are they both legitimate or will we be stopped by the

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State Police on our way home if we were using the wrong ones? And I am asking which one of these two plates should we use during the next year?"

Speaker Madigan: "Mr. Winters, I don't know the answer to your question, but I'm sure we could find somebody from the Secretary of State to respond. Mr. Winters."

Winters: "Well, when you're asking... when you're asking the Secretary of State which license to use, could you also inquire of the Secretary of State how much money this cost? We are facing a crisis in state spending right now. I think this is an unneeded program to print these new plates. I know we're doing reprinting as a state's, but next year we'll all be issued, those of us who return, which is uncertain at this point I'm sure. It's an unneeded program, in fact, I think it is a symbol of a stupendously superfluous spending of sparse simoleons by the state. And we really ought to inquire of the Secretary of State exactly how many dollars was spent on this unneeded program."

Speaker Madigan: "Representative Erwin."

Erwin: "Thank you, Speaker, I rise on a point of personal privilege, if I may. One of our colleagues tried to slip by us yesterday with a birthday and I thought it quite unfair that it go unannounced. So for those of you who didn't get to celebrate with her last night, I'd like you to all join me in wishing Representative Julie Hamos a happy birthday."

Speaker Madigan: "Mr. Clerk for committee announcements."

Clerk Rossi: "The following committee will meet this afternoon; the State Government Administration Committee will meet at 2:00 p.m. in Room C-1 of the Stratton Building. The following committees will meet tomorrow; the Judiciary

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II-Criminal Law Committee at 10:00 a.m. in Room D-1, and the Counties & Townships Committee at 10:00 a.m. in Room 122-B."

Speaker Madigan: "Mr. Beaubien."

Beaubien: "Just a brief announcement, if I may. Another one of our Representatives tried to slip by his 41st birthday. I'd like to let everyone know that Jimmy Durkin celebrated his birthday last Monday and he did not bring us cake."

Speaker Madigan: "Are there any further announcements? There being no further announcements. And there being nothing further to come before the Body, the Chair will entertain a Motion to Adjourn. Representative Currie moves that the House stand adjourned until 12 noon tomorrow, providing perfunctory time for the Clerk. Those in favor signify by saying 'yes'; those opposed say 'no'. The 'ayes' have it. The House does stand adjourned until 12 noon tomorrow, providing perfunctory time for the Clerk."

Clerk Bolin: "The House Perfunctory Session will come to order. First Reading and Introduction of House Bills. House Bill 4216(sic-4116), offered by Representative Black, a Bill for an Act in relation to criminal law. House Bill 4117, offered by Representative Wright, a Bill for an Act concerning schools. House Bill 4118, offered by Representative Lawfer, a Bill for an Act in relation to public health. House Bill 4119, offered by Representative Lawfer, a Bill for an Act concerning schools. House Bill 4120, offered by Representative Lawfer, a Bill for an Act in relation to public safety. House Bill 4121, offered by Representative Wright, a Bill for an Act concerning education. House Bill 4122, offered by Representative Jerry Mitchell, a Bill for an Act concerning carbon monoxide detectors. House Bill 4123, offered by Representative

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Monique Davis, a Bill for an Act concerning home repair fraud. House Bill 4124, offered by Representative Hoffman, a Bill for an Act concerning sex offenders. House Bill 4125, offered by Representative Black, a Bill for an Act concerning veterinary medicine. House Bill 4126, offered by Representative Black, a Bill for an Act concerning telephone solicitations. House Bill 4127, offered by Representative Barbara Flynn Currie, a Bill for an Act in relation to municipal government. House Bill 4128, offered by Representative Barbara Flynn Currie, a Bill for an Act in relation to municipal government. House Bill 4129, offered by Representative Barbara Flynn Currie, a Bill for an Act in relation to minors. House Bill 4130, offered by Representative Boland, a Bill for an Act concerning elections. House Bill 4131, offered by Representative Lou Jones, a Bill for an Act in relation to housing. House Bill 4132, offered by Representative Lou Jones, a Bill for an Act in relation to housing. House Bill 4133, offered by Representative Mathias, a Bill for an Act in relation to vehicles. House Bill 4134, offered by Representative Berns, a Bill for an Act concerning civil immunity. House Bill 4135, offered by Representative Flowers, a Bill for an Act concerning blood donation. House Bill 4136, offered by Representative May, a Bill for an Act concerning insurance. House Bill 4137, offered by Representative Barbara Flynn Currie, a Bill for an Act in relation to taxation. House Bill 4138, offered by Representative Barbara Flynn Currie, a Bill for an Act in relation to taxation. House Bill 4139, offered by Representative Lou Jones, a Bill for an Act concerning capital sentencing. House Bill 4140, offered by Representative Lou Jones, a Bill for an Act in relation to housing. House Bill 4141, offered by Representative

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Bugielski, a Bill for an Act in relation to public employee benefits. House Bill 4142, offered by Representative Capparelli, a Bill for an Act in relation to public employee benefits. House Bill 4143, offered by Representative Bugielski, a Bill for an Act in relation to public employee benefits. House Bill 4144, offered by Representative Bugielski, a Bill for an Act in relation to public employee benefits. House Bill 4145, offered by Representative Capparelli, a Bill for an Act in relation to public employee benefits. House Bill 4146, offered by Representative Capparelli, a Bill for an Act in relation to public employee benefits. House Bill 4147, offered by Representative Bugielski, a Bill for an Act in relation to public employee benefits. House Bill 4148, offered by Representative Capparelli, a Bill for an Act in relation to public employee benefits. House Bill 4149, offered by Representative Feigenholtz, a Bill for an Act concerning tobacco. House Bill 4150, offered by Representative Osmond, a Bill for an Act concerning professional regulation. House Bill 4151, offered by Representative Burke, a Bill for an Act in relation to safety. House Bill 4152, offered by Representative Burke, a Bill for an Act concerning naprapaths. House Bill 4153, offered by Representative Burke, a Bill for an Act in relation to public health. House Bill 4154, offered by Representative Schoenberg, a Bill for an Act concerning the budget crisis. House Bill 4155, offered by Representative Schoenberg, a Bill for an Act concerning highways. House Bill 4156, offered by Representative Schoenberg, a Bill for an Act making appropriations. House Bill 4157, offered by Representative Schoenberg, a Bill for an Act concerning community development financial institutions. House Bill 4158,

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offered by Representative Schoenberg, a Bill for an Act in relation to firearms. House Bill 4159, offered by Representative Schoenberg, a Bill for an Act in relation to the investment of public funds. House Bill 4160, offered by Representative Schoenberg, a Bill for an Act concerning State agencies. House Bill 4161, offered by Representative Schoenberg, a Bill for an Act regarding highways. House Bill 4162, offered by Representative Schoenberg, a Bill for an Act in relation to housing. House Bill 4163, offered by Representative Schoenberg, a Bill for an Act regarding schools. House Bill 4164, offered by Representative Schoenberg, a Bill for an Act in relation to public employee benefits. House Bill 4165, offered by Representative Schoenberg, a Bill for an Act concerning information about children. House Bill 4166, offered by Representative Cross, a Bill for an Act to create the Uniform Athlete Agents Act. House Bill 4167, offered by Representative Cross, a Bill for an Act in relation to the courts. House Bill 4168, offered by Representative Black, a Bill for an Act relating to telecommunications. House Bill 4169, offered by Representative Kurtz, a Bill for an Act in relation to gambling. House Bill 4170, offered by Representative Franks, a Bill for an Act in relation to mental health. House Bill 4171, offered by Representative Franks, a Bill for an Act to amend the Counties Code. House Bill 4172, offered by Representative Art Turner, a Bill for an Act in relation to taxes. House Bill 4173, offered by Representative May, a Bill for an Act in relation to criminal law. House Bill 4174, offered by Representative May, a Bill for an Act concerning identification. House Bill 4175, offered by Representative May, a Bill for an Act in relation to firearms. House Bill 4176, offered by

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Representative May, a Bill for an Act in relation to criminal law. House Bill 4177, offered by Representative Bellock, a Bill for an Act in relation to groundwater. House Bill 4178, offered by Representative Giles, a Bill for an Act to amend the School Code. House Bill 4179, offered by Representative Capparelli, a Bill for an Act in relation to criminal law. House Bill 4180, offered by Representative Fritchey, a Bill for an Act in relation to public employee benefits. House Bill 4181, offered by Representative May, a Bill for an Act concerning firearms. House Bill 4182, offered by Representative Bellock, a Bill for an Act making appropriations. House Bill 4183, offered by Representative Bellock, a Bill for an Act in relation to health. House Bill 4184, offered by Representative Capparelli, a Bill for an Act in relation to housing. House Bill 4185, offered by Representative Capparelli, a Bill for an Act in relation to housing. House Bill 4186, offered by Representative Feigenholtz, a Bill for an Act in relation to criminal law. House Bill 4187, offered by Representative Burke, a Bill for an Act concerning college savings. House Bill 4188, offered by Representative Bill Mitchell, a Bill for an Act concerning local government. House Bill 4189, offered by Representative Hartke, a Bill for an Act in relation to vehicles. House Bill 4190, offered by Representative Hartke, a Bill for an Act in relation to vehicles. House Bill 4191, offered by Representative Bradley, a Bill for an Act in relation to public employee benefits. House Bill 4192, offered by Representative Bradley, a Bill for an Act in relation to public employee benefits. House Bill 4193, offered by Representative Tom Johnson, a Bill for an Act in relation to criminal law. House Bill 4194, offered by Representative Tom Johnson, a

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Bill for an Act in relation to criminal law. House Bill 4195, offered by Representative Colvin, a Bill for an Act concerning forensic science. House Bill 4196, offered by Representative Fritchey, a Bill for an Act in relation to public employee benefits. House Bill 4197, offered by Representative Fritchey, a Bill for an Act in relation to public employee benefits. House Bill 4198, offered by Representative Krause, a Bill for an Act concerning special assessments. House Bill 4199, offered by Representative Boland, a Bill for an Act concerning telecommunications. House Bill 4200, offered by Representative Delgado, a Bill for an Act in relation to criminal law. House Bill 4201, offered by Representative Delgado, a Bill for an Act in relation to public aid. House Bill 4202, offered by Representative Delgado, a Bill for an Act in relation to criminal law. House Bill 4203, offered by Representative Brosnahan, a Bill for an Act in relation to criminal law. House Bill 4204, offered by Representative Brosnahan, a Bill for an Act in relation to criminal law. House Bill 4205, offered by Representative Feigenholtz, a Bill for an Act in relation to animals. House Bill 4206, offered by Representative Feigenholtz, a Bill for an Act in relation to human services. House Bill 4207, offered by Representative Feigenholtz, a Bill for an Act concerning family law. House Bill 4208, offered by Representative Feigenholtz, a Bill for an Act in relation to children. House Bill 4209, offered by Representative Feigenholtz, a Bill for an Act concerning schools. House Bill 4210, offered by Representative Ryan, a Bill for an Act in relation to public aid. House Bill 4211, offered by Representative McCarthy, a Bill for an Act concerning disclosure of information. House Bill 4212, offered by

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Representative McCarthy, a Bill for an Act relating to schools. House Bill 4213, offered by Representative Saviano, a Bill for an Act concerning insurance coverage. House Bill 4214, offered by Representative Saviano, a Bill for an Act in relation to alcoholic liquor. House Bill 4215, offered by Representative Miller, a Bill for an Act in relation to public aid. House Bill 4216, offered by Representative Granberg, a Bill for an Act in relation to motor fuel taxes. House Bill 4217, offered by Representative Miller, a Bill for an Act concerning the regulation of professions. House Bill 4218, offered by Representative Garrett, a Bill for an Act in relation to highways. House Bill 4219, offered by Representative Garrett, a Bill for an Act to create the Freedom of Choice Act. House Bill 4220, offered by Representative Pankau, a Bill for an Act concerning insurance. House Bill 4221, offered by Representative Jerry Mitchell, a Bill for an Act to amend the School Code. House Bill 4222, offered by Representative Jerry Mitchell, a Bill for an Act to amend the School Code. House Bill 4223, offered by Representative Acevedo, a Bill for an Act in relation to firearms. House Bill 4224, offered by Representative Julie Curry, a Bill for an Act concerning telecommunication taxes. House Bill 4225, offered by Representative Joseph Lyons, a Bill for an Act in relation to public employee benefits. House Bill 4226, offered by Representative Joseph Lyons, a Bill for an Act in relation to public employee benefits. House Bill 4227, offered by Representative Joseph Lyons, a Bill for an Act in relation to public employee benefits. House Bill 4228, offered by Representative Howard, a Bill for an Act concerning corporation. House Bill 4229, offered by Representative Bassi, a Bill for an Act in regard to

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vehicles. House Bill 4230, offered by Representative Morrow, a Bill for an Act in relation to taxation. House Bill 4231, offered by Representative Winters, a Bill for an Act concerning transportation. House Bill 4232, offered by Representative McAuliffe, a Bill for an Act in relation to public employee benefits. House Bill 4233, offered by Representative McAuliffe, a Bill for an Act in relation to public employee benefits. House Bill 4234, offered by Representative Kosel, a Bill for an Act concerning the Department of Human Services. House Bill 4235, offered by Representative Kosel, a Bill for an Act concerning the Department of Human Services. House Bill 4236, offered by Representative Burke, a Bill for an Act in relation to public employee benefits. House Bill 4237, offered by Representative Burke, a Bill for an Act in relation to public employee benefits. House Bill 4238, offered by Representative Burke, a Bill for an Act in relation to public employee benefits. House Bill 4239, offered by Representative Burke, a Bill for an Act concerning naprapaths. House Bill 4240, offered by Representative Burke, a Bill for an Act to repeal the Soft Drink Industry Fair Dealing Act. House Bill 4241, offered by Representative Burke, a Bill for an Act in relation to public employee benefits. House Bill 4242... House Bill 4242, offered by Representative Giles, a Bill for an Act in relation to the Metropolitan Water Reclamation District. House Bill 4243, offered by Representative Giles, a Bill for an Act in relation to criminal law. House Bill 4244, offered by Representative Giles, a Bill for an Act in relation to human rights. House Bill 4245, offered by Representative Giles, a Bill for an Act in relation to criminal law. House Bill 4246, offered by Representative

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Coulson, a Bill for an Act concerning the Department on Aging. House Bill 4247, offered by Representative Coulson, a Bill for an Act in relation to firearm safety. House Bill 4248, offered by Representative Coulson, a Bill for an Act concerning taxes. House Bill 4249, offered by Representative Coulson, a Bill for an Act concerning the Department on Aging. House Bill 4250, offered by Representative Coulson, a Bill for an Act concerning income taxes. House Bill 4251, offered by Representative Capparelli, a Bill for an Act concerning law enforcement training. House Bill 4252, offered by Representative Bradley, a Bill for an Act in relation to public employee benefits. House Bill 4253, offered by Representative Bradley, a Bill for an Act in relation to public employee benefits. House Bill 4254, offered by Representative Bradley, a Bill for an Act in relation to public employee benefits. House Bill 4255, offered by Representative Burke, a Bill for an Act concerning electrology. House Bill 4256, offered by Representative Burke, a Bill for an Act in relation to public employee benefits. House Bill 4257, offered by Representative Erwin, a Bill for an Act concerning aquariums and museums. House Bill 4258, offered by Representative Saviano, a Bill for an Act in relation to the regulation of professions. House Bill 4259, offered by Representative Wojcik, a Bill for an Act in relation to public aid. House Bill 4260, offered by Representative Mendoza, a Bill for an Act in relation to criminal law. House Bill 4261, offered by Representative Mendoza, a Bill for an Act in relation to criminal law. House Bill 4262, offered by Representative Wojcik, a Bill for an Act in relation to public aid. House Bill 4263, offered by Representative Crotty, a Bill for an Act concerning

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education. House Bill 4264, offered by Representative Smith, a Bill for an Act regarding schools. House Bill 4265, offered by Representative Reitz, a Bill for an Act in relation to vehicles. House Bill 4266, offered by Representative Kenner, a Bill for an Act in relation to criminal law. House Bill 4267, offered by Representative Kenner, a Bill for an Act in relation to criminal law. House Bill 4268, offered by Representative Klingler, a Bill for an Act concerning the roofing industry. House Bill 4269, offered by Representative Bassi, a Bill for an Act concerning schools. First Reading of these House Bills. First Reading and Introduction of Bills. House Bill 4270, offered by Representative Berns, a Bill for an Act concerning education. First Reading of this House Bill. Introduction of Resolutions-House Resolution 614, offered by Representative Delgado; House Resolution 616, offered by Representative Franks; House Resolution 623, offered by Representative Franks; House Resolution 624, offered by Representative Daniels; House Joint Resolution 56, offered by Speaker Madigan and House Joint Resolution 57, offered by Representative Bellock. These Resolutions are referred to the House Rules Committee. First Reading and Introduction of House Bills. House Bill 4271, offered by Representative Turner, a Bill for an Act concerning subcircuit judgeships. House Bill 4272, offered by Representative Turner, a Bill for an Act in relation to criminal law. House Bill 4273, offered by Representative Turner, a Bill for an Act concerning deceptive business practices. House Bill 4274, offered by Representative Turner, a Bill for an Act in relation to criminal law. House Bill 4275, offered by Representative Turner, a Bill for an Act in relation to criminal law. First Reading of

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these House Bills."

Clerk Rossi: "Introduction and First Reading of

HOUSE JOINT RESOLUTION

CONSTITUTIONAL AMENDMENT 9

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SECOND 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 1, 2, and 3 of Article IV and Section 1 of Article XIV of the Illinois Constitution as follows:

ARTICLE IV

THE LEGISLATURE

SECTION 1. LEGISLATURE - POWER AND STRUCTURE

The legislative power is vested in a General Assembly consisting of a Senate and a House, elected by the electors from 59 Senatorial Legislative Districts and 119 ~~118~~ Representative Districts.

SECTION 2. LEGISLATIVE COMPOSITION

(a) One Senator shall be elected from each Senatorial Legislative District. Immediately following each decennial redistricting, the General Assembly by law shall divide the Senatorial 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 Senatorial Legislative Districts in each group shall be

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distributed substantially equally over the State.

(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.

SECTION 3. LEGISLATIVE REDISTRICTING

(a) Senatorial Legislative Districts shall be compact, contiguous and substantially equal in population. Representative Districts shall be compact, contiguous, and substantially equal in

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population. A Representative District need not be entirely within a single Senatorial District.

(b) By April 15 of the year following each Federal decennial census year, the State Board of Elections, by a record vote of a majority of the total number of members authorized by law as provided in Section 5 of Article III, shall designate a computer program for redistricting the Senate and House of Representatives that meets the requirements of this Section. The designation shall include detailed specifications of the computer program.

Any computer program designated by the State Board of Elections under this Section shall embody the following standards and criteria, as defined by Common Law, in this order of priority:

- (1) contiguity;
- (2) substantial equality of population;
- (3) compactness;
- (4) minimization of the number of districts that cross county or municipal boundaries; and
- (5) a fair reflection of minority voting strength.

Any computer program designated by the State Board of Elections under this Section shall not consider the following data:

- (1) residency of incumbent legislators;
- (2) political affiliations of registered voters;
- (3) previous election results; and
- (4) demographic information not required to be used by this Section or by the United States Constitution or by federal law.

Except as specified in this Section, the computer program shall produce districts in a random manner.

The Senate, by resolution adopted by a record vote of three-fifths of the members elected, may by June 15 of that year designate a different computer program for redistricting the

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Senate. The House of Representatives, by a resolution adopted by a record vote of three-fifths of the members elected, may by June 15 of that year designate a different computer program for redistricting the House of Representatives.

(c) (b) In the year following each Federal decennial census year, (i) the Senate, by resolution adopted by a record vote of three-fifths of the members elected, General-Assembly-by-law shall redistrict the Senatorial Legislative Districts and (ii) the House of Representatives, by resolution adopted by a record vote of three-fifths of the members elected, shall redistrict the Representative Districts. Each adopted redistricting resolution shall be filed with the Secretary of State by the presiding officer of the house that adopted the resolution.

(d) If a Senatorial or Representative redistricting resolution is not adopted and effective by June 15 of that year, the State Board of Elections, as soon thereafter as is practicable, shall produce a Senatorial or Representative redistricting plan, or both as the case may be, through the use of the computer program designated by the affected chamber, if it is made a designation under subsection (b), or else through the use of the computer program designated by the State Board of Elections under that subsection. The State Board of Elections shall file the redistricting plan with the Secretary of State.

(e) A An---approved redistricting plan, adopted by redistricting resolution or produced by the State Board of Elections, that is filed with the Secretary of State shall be presumed valid, shall have the same force and effect as a of law, and shall be published promptly by the Secretary of State.

(f) 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.

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SECTION 1. CONSTITUTIONAL CONVENTION

(a) Whenever three-fifths of the members elected to each house of the General Assembly so direct, the question of whether a Constitutional Convention should be called shall be submitted to the electors at the general election next occurring at least six months after such legislative direction.

(b) If the question of whether a Convention should be called is not submitted during any twenty-year period, the Secretary of State shall submit such question at the general election in the twentieth year following the last submission.

(c) The vote on whether to call a Convention shall be on a separate ballot. A Convention shall be called if approved by three-fifths of those voting on the question or a majority of those voting in the election.

(d) The General Assembly, at the session following approval by the electors, by law shall provide for the Convention and for the election of two delegates from each Senatorial Legislative District; designate the time and place of the Convention's first meeting which shall be within three months after the election of delegates; fix and provide for the pay of delegates and officers; and provide for expenses necessarily incurred by the Convention.

(e) To be eligible to be a delegate a person must meet the same eligibility requirements as a member of the General Assembly. Vacancies shall be filled as provided by law.

(f) The Convention shall prepare such revision of or amendments to the Constitution as it deems necessary. Any proposed revision or amendments approved by a majority of the delegates elected shall be submitted to the electors in such a manner as the Convention determines, at an election designated or called by the Convention occurring not less than two nor more than six months after the Convention's adjournment. Any revision or amendments proposed by the Convention shall be published with explanations,

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as the Convention provides, at least one month preceding the election.

(g) The vote on the proposed revision or amendments shall be on a separate ballot. Any proposed revision or amendments shall become effective, as the Convention provides, if approved by a majority of those voting on the question.

SCHEDULE

This Constitutional Amendment shall take effect beginning with redistricting in 2011 and applies to the election of members of the General Assembly in 2012 and thereafter. House Perfunctory Session now stands adjourned."