



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-FIFTH GENERAL ASSEMBLY

12TH LEGISLATIVE DAY

THURSDAY, MARCH 1, 2007

1:05 O'CLOCK P.M.

SENATE
Daily Journal Index
12th Legislative Day

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The Senate met pursuant to adjournment.
Senator Terry Link, Waukegan, Illinois, presiding.
Prayer by Reverend Brandon Boyd, Lincoln Christian Church, Lincoln, Illinois.
Senator Maloney led the Senate in the Pledge of Allegiance.

The Journal of Wednesday, February 28, 2007, was being read when on motion of Senator Hunter, further reading of same was dispensed with, and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

Annual AgriFIRST Report, submitted by the Department of Agriculture.

Flextime Plan of the Illinois Property Tax Appeal Board, submitted by the Illinois Property Tax Appeal Board.

The foregoing reports were ordered received and placed on file in the Secretary's Office.

LEGISLATIVE MEASURES FILED

The following Committee amendments to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Rules:

- Senate Committee Amendment No. 1 to Senate Bill 281
- Senate Committee Amendment No. 1 to Senate Bill 303
- Senate Committee Amendment No. 1 to Senate Bill 313
- Senate Committee Amendment No. 1 to Senate Bill 368
- Senate Committee Amendment No. 1 to Senate Bill 395
- Senate Committee Amendment No. 1 to Senate Bill 617

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION 80

Offered by Senator Dillard and all Senators:
Mourns the death of Jeanette Filipiak, nee Orłowski, of Woodridge.

SENATE RESOLUTION 81

Offered by Senator Dillard and all Senators:
Mourns the death of Robert Francis Bernard of Burr Ridge.

By unanimous consent, the foregoing resolutions were referred to the Resolutions Consent Calendar.

MESSAGE FROM THE PRESIDENT

**OFFICE OF THE SENATE PRESIDENT
STATE OF ILLINOIS**

EMIL JONES, JR.
SENATE PRESIDENT

327 STATE CAPITOL
Springfield, Illinois 62706

[March 1, 2007]

March 1, 2007

Ms. Deborah Shipley
Secretary of the Senate
403 State House
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to Rule 3-5(c), I hereby appoint Senator Rickey Hendon to resume his position on the Senate Rules Committee. This appointment is effective immediately.

Sincerely,
s/Emil Jones, Jr.
Senate President

cc: Senate Minority Leader Frank Watson

COMMITTEE MEETING ANNOUNCEMENT

Senator Garrett, Chairperson of the Committee on State Government and Veterans Affairs, announced that the State Government and Veterans Affairs Committee will meet today in Room 409, at 1:00 o'clock p.m.

MESSAGES FROM THE HOUSE

A message from the House by
Mr. Mahoney, Clerk:

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

HOUSE JOINT RESOLUTION NO. 12

WHEREAS, The members of the Illinois General Assembly learned with sadness of the death of Carl Nels Becker of Petersburg, who passed away on April 13, 2006; and

WHEREAS, He was born on June 8, 1949, in Sheboygan, Wisconsin, to Elmer Becker and Amy Nora Truesdale; he married Peggy Parks on July 31, 1971, in Black Creek, Wisconsin; he held a Bachelor's degree in biology from the University of Wisconsin at Stevens Point and a Master's degree in ornithology from Eastern Michigan University; and

WHEREAS, Mr. Becker worked as the Associate State Director for Conservation Programs for the Illinois Chapter of the Nature Conservancy; he held several positions within the Illinois Department of Natural Resources (IDNR); he was the first Executive Director of the Illinois Endangered Species Protection Board, the first Chief of the Division of Natural Heritage, and served as Assistant Office Director of Realty and Environmental Planning, before his retirement in December 2002; and

WHEREAS, He began working at IDNR in 1978 as a biologist and quickly became a leader; during his tenure at IDNR, he spearheaded the effort to create the Wildlife Preservation Fund, an income tax check-off program that provides money for wildlife habitats; he also worked to pass legislation allocating a portion of the Real Estate Transfer Tax to protect natural areas and habitats for endangered and threatened species; he played a critical role in conserving natural habitats from Cook County to the Cache River State Natural Area, laden with cypress trees, in the southernmost tip of Illinois; he also was instrumental in efforts to save the dwindling territory of the prairie chicken in southern Illinois and to encourage peregrine falcons to roost among the Chicago Loop's skyscrapers; and

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WHEREAS, Mr. Becker was a national leader in conservation issues, serving as Illinois representative with the International Association of Fish and Wildlife Agencies to push for the Teaming with Wildlife Initiative; he was the past president of the Natural Areas Association and was a member of several conservation organizations; and

WHEREAS, In addition to his work to protect Illinois nature areas, he was a leader in his community, serving as President of the Lake Petersburg Association and Chair of the Menard County Zoning Board of Appeals; a member of Petersburg United Methodist Church, he was active in his church, serving on the board of trustees; he also served as a Cub Scout leader and coached youth soccer, softball, and baseball; and

WHEREAS, The passing of Carl Nels Becker has been deeply felt by many, especially his wife, Peggy Becker; his sons, Jason Becker and Jared Becker; his daughter, Jenifer Becker; and his sister, Jane Kesting; 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 we mourn the passing of Carl Nels Becker, who will be remembered as a champion for the environment, and we extend our deepest sympathy to his family, friends, and all who knew and loved him; and be it further

RESOLVED, That a suitable copy of this resolution be presented to his family as an expression of our sincerest condolences.

Adopted by the House, February 7, 2007.

MARK MAHONEY, Clerk of the House

The foregoing message from the House of Representatives reporting House Joint Resolution No. 12 was referred to the Resolutions Consent Calendar.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

- HOUSE BILL NO. 12
A bill for AN ACT concerning local government.
- HOUSE BILL NO. 32
A bill for AN ACT concerning the Adeline Jay Geo-Karis Illinois Beach Marina.
- HOUSE BILL NO. 38
A bill for AN ACT concerning education.
- HOUSE BILL NO. 137
A bill for AN ACT concerning the General Assembly.
- HOUSE BILL NO. 272
A bill for AN ACT concerning State government.
- HOUSE BILL NO. 316
A bill for AN ACT concerning safety.
- HOUSE BILL NO. 320
A bill for AN ACT concerning wildlife.
- HOUSE BILL NO. 328
A bill for AN ACT concerning criminal law.
- HOUSE BILL NO. 330
A bill for AN ACT concerning education.
- HOUSE BILL NO. 369
A bill for AN ACT concerning business.
- HOUSE BILL NO. 376
A bill for AN ACT concerning State government.

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HOUSE BILL NO. 405
 A bill for AN ACT concerning local government.
 HOUSE BILL NO. 408
 A bill for AN ACT concerning transportation.
 HOUSE BILL NO. 421
 A bill for AN ACT concerning children.
 HOUSE BILL NO. 438
 A bill for AN ACT concerning education.
 Passed the House, February 28, 2007.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 12, 32, 38, 137, 272, 316, 320, 328, 330, 369, 376, 405, 408, 421 and 438** were taken up, ordered printed and placed on first reading.

A message from the House by
 Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 458
 A bill for AN ACT concerning regulation.
 Passed the House, February 28, 2007.

MARK MAHONEY, Clerk of the House

The foregoing **House Bill No. 458** was taken up, ordered printed and placed on first reading.

COMMITTEE MEETING ANNOUNCEMENT

Senator Silverstein, Chairperson of the Committee on Executive, announced that the Executive Committee will meet today in Room 212 immediately upon adjournment.

REPORT FROM RULES COMMITTEE

Senator Halvorson, Chairperson of the Committee on Rules, during its March 1, 2007 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Commerce and Economic Development: **Senate Committee Amendment No. 1 to Senate Bill 207; Senate Committee Amendments Numbered 1 and 2 to Senate Bill 208; Senate Committee Amendment No. 1 to Senate Bill 368.**

Education: **Senate Committee Amendment No. 1 to Senate Bill 424.**

Executive: **Senate Committee Amendment No. 1 to Senate Bill 158.**

Higher Education: **Senate Committee Amendment No. 1 to Senate Bill 313; Senate Committee Amendment No. 1 to Senate Bill 395.**

Licensed Activities: **Senate Committee Amendment No. 1 to Senate Bill 509; Senate Committee Amendment No. 1 to Senate Bill 571; Senate Committee Amendment No. 1 to Senate Bill 1225.**

State Government and Veterans Affairs: **Senate Committee Amendment No. 1 to Senate Bill 116; Senate Committee Amendment No. 1 to Senate Bill 597.**

[March 1, 2007]

Senator Halvorson, Chairperson of the Committee on Rules, during its March 1, 2007 meeting, reported the following Senate Resolutions have been assigned to the indicated Standing Committees of the Senate:

Executive: **Senate Resolution No. 65.**

State Government and Veterans Affairs: **Senate Joint Resolutions numbered 1, 2, 3, 5, 6, 9, 14, 20, 21, 22, 26, 27, 28, 29, 30 and 32; Senate Resolutions Numbered 51, 52, 53, 54 and 55.**

REPORTS FROM STANDING COMMITTEES

Senator Crotty, Chairperson of the Committee on Local Government, to which was referred **Senate Bills Numbered 222, 249, 255, 263, 299, 305, 341, 343, 374, 382, 384, 434, 436, 439, 473 and 513,** reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Crotty, Chairperson of the Committee on Local Government, to which was referred **Senate Bill No. 270,** reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Garrett, Chairperson of the Committee on Public Health, to which was referred **Senate Bills Numbered 5, 6 and 19,** reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Garrett, Chairperson of the Committee on Public Health, to which was referred **Senate Bill No. 10,** reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Cullerton and Senator Dillard, Co-Chairpersons of the Committee on Judiciary Civil Law, to which was referred **Senate Bills Numbered 337, 355, 452, 454, 481, 497, 528, 531, 534, 738, 1260, 1296 and 1545,** reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Cullerton and Senator Dillard, Co-Chairpersons of the Committee on Judiciary Civil Law, to which was referred **Senate Bills Numbered 229, 333 and 486,** reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

Under the rules, the bills were ordered to a second reading.

Senator Wilhelmi, Chairperson of the Committee on Judiciary Criminal Law, to which was referred **Senate Bills Numbered 129, 132, 165, 174, 226, 274, 527, 529, 594, 705 and 1379,** reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Wilhelmi, Chairperson of the Committee on Judiciary Criminal Law, to which was referred **Senate Bills Numbered 97 and 363,** reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

Under the rules, the bills were ordered to a second reading.

Senator Munoz, Chairperson of the Committee on Transportation, to which was referred **Senate Bills Numbered 56, 71, 73, 80, 140, 169, 170 and 172,** reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

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Senator Raoul, Chairperson of the Committee on Pensions and Investments, to which was referred **Senate Bills Numbered 377, 493, 1380 and 1553**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Raoul, Chairperson of the Committee on Pensions and Investments, to which was referred **Senate Bill No. 153**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Clayborne, Chairperson of the Committee on Environment and Energy, to which was referred **Senate Bills Numbered 569, 620, 661, 1242, 1299, 1366, 1392, 1422 and 1663**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Clayborne, Chairperson of the Committee on Environment and Energy, to which was referred **Senate Bills Numbered 376 and 1174**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

Under the rules, the bills were ordered to a second reading.

Senator Sullivan, Chairperson of the Committee on Agriculture and Conservation, to which was referred **Senate Bills Numbered 202, 206, 498, 518, 557, 560, 627 and 1617**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Sullivan, of the Committee on Agriculture and Conservation, to which was referred **Senate Bill No. 201**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Meeks, Chairperson of the Committee on Human Services, to which was referred **Senate Bills Numbered 47, 108, 124, 284, 611, 715, 1364 and 1368**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Meeks, Chairperson of the Committee on Human Services, to which was referred **Senate Bill No. 335**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

LEGISLATIVE MEASURES FILED

The following Committee amendments to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Rules:

Senate Committee Amendment No. 2 to Senate Bill 96
 Senate Committee Amendment No. 1 to Senate Bill 396
 Senate Committee Amendment No. 1 to Senate Bill 457
 Senate Committee Amendment No. 1 to Senate Bill 461
 Senate Committee Amendment No. 1 to Senate Bill 1184
 Senate Committee Amendment No. 1 to Senate Bill 1511
 Senate Committee Amendment No. 1 to Senate Bill 1680

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The following Floor amendments to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Rules:

Senate Floor Amendment No. 1 to Senate Bill 38
Senate Floor Amendment No. 1 to Senate Bill 439
Senate Floor Amendment No. 1 to Senate Bill 705

The Chair announced that all committees scheduled for 1 o'clock p.m. this afternoon will instead meet immediately upon adjournment. All other committees will meet as scheduled.

At the hour of 1:26 o'clock p.m., the Chair announced that the Senate stand adjourned until Friday, March 2, 2007, at 11:00 o'clock a.m.