



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-FIFTH GENERAL ASSEMBLY

180TH LEGISLATIVE DAY

MONDAY, DECEMBER 15, 2008

5:43 O'CLOCK P.M.

SENATE
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180th Legislative Day

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The Senate met by direction of the President.
Honorable Emil Jones, Jr., President of the Senate, presiding.
Prayer by Bishop G.E. Livingston, Life Changers Church of Decatur, Decatur, Illinois.
Senator Maloney led the Senate in the Pledge of Allegiance.

The Journal of Thursday, November 20, 2008, 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.

The Journal of Friday, November 21, 2008, 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.

MESSAGE FROM THE PRESIDENT

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

EMIL JONES, JR.
SENATE PRESIDENT

327 STATE CAPITOL
Springfield, Illinois 62706

December 10, 2008

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

Dear Madam Secretary:

Pursuant to Senate Rule 2-10, please be advised that on Monday, December 15, 2008, the Senate will convene in Regular Session at 5:00 p.m.

Very truly yours,
s/Emil Jones, Jr.
Senate President

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

Redeploy Illinois Annual Report, Implementation and Impact, submitted by the Redeploy Illinois Oversight Board.

The Status of Transition Services for Secondary Students with Disabilities in Illinois, 2005-2006 Annual Report, submitted by the Interagency Coordinating Council, State Board of Education and the Department of Human Services.

Access Success – the Bigger Picture, 2008 Annual Report, submitted by the Department of Human Services, Division of Rehabilitation Services.

Franklin County Methamphetamine Treatment Program 2007 Report, submitted by the Illinois State University Department of Criminal Justice.

Illinois Health and Hazardous Substances Registry, July 2007 through June 2008, submitted by the Department of Public Health.

[December 15, 2008]

Report pursuant to the Personal Information Protection Act, submitted by the Department of Central Management Services and the Department of Healthcare and Family Services.

Commission on Government Forecasting and Accountability's Monthly Briefing, November 2008, submitted by the Commission on Government Forecasting and Accountability.

Final Report on Electronics Equipment Disposal and Recycling, submitted by Department of Central Management Services.

CBOE Office of the Inspector General Annual Report, July 1 2007 – June 30, 2008, submitted by the Chicago Board of Education Inspector General.

2007 Illinois Crash Facts & Statistics, submitted by the Department of Transportation.

Report of the Illinois Delegation to the National Conference of Commissioners on Uniform State Laws, submitted by the Legislative Reference Bureau.

For the Record 2008, Fiscal Year 2008 Highway Improvement Accomplishments, submitted by the Department of Transportation.

Historic Barn Restoration and Preservation Report, submitted by the Department of Commerce and Economic Opportunity, Illinois Historic Preservation Agency, Department of Agriculture and Department of Transportation.

Small Business Set-Aside Program, Fiscal Year 2008 Report, submitted by the Department of Central Management Services.

LRB 2008 Case Report, submitted by the Legislative Reference Bureau.

Office of Coal Development 2008 Annual Report, Department of Commerce and Economic Opportunity.

WIC Quarterly Food Expenditures for Calendar Year 2006, 2007 and 2008, submitted by the Department of Human Services.

ISBE Annual Statistical Report, submitted by the Illinois State Board of Education.

Report of Social Services Block Grant Fund and Local Initiative Fund Receipts and Transfers for Fiscal Years 2005, 2006, 2007 and 2008, submitted by the Department of Human Services.

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

MESSAGE FROM THE PRESIDENT

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

EMIL JONES, JR.
SENATE PRESIDENT

327 STATE CAPITOL
Springfield, Illinois 62706

December 15, 2008

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

[December 15, 2008]

Dear Madam Secretary:

Pursuant to Senate Rule 3-5(c), I appoint Senator James DeLeo to replace Senator Rickey Hendon as chair and member of the Rules Committee. This appointment is effective immediately.

Very truly yours,
s/Emil Jones, Jr.
Senate President

cc: Senate Minority Leader Frank Watson

JOINT ACTION MOTION FILED

The following Joint Action Motion to the Senate Bill listed below has been filed with the Secretary and referred to the Committee on Rules:

Motion to Concur in House Amendments 1 and 3 to Senate Bill 2603

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 934

Offered by Senator Dillard and all Senators:
Mourns the death of Dr. Lora L. Tyson of Naperville.

SENATE RESOLUTION NO. 935

Offered by Senator E. Jones and all Senators:
Mourns the death of former State Representative and State Senator William "Bill" Shaw of Dolton.

SENATE RESOLUTION NO. 936

Offered by Senator Lightford and all Senators:
Mourns the death of Iler Beasley of Chicago.

SENATE RESOLUTION NO. 937

Offered by Senator Koehler and all Senators:
Mourns the death of Herbert Heaton of Peoria.

SENATE RESOLUTION NO. 938

Offered by Senator Koehler and all Senators:
Mourns the death of Daniel Silverthorn of Afton, Iowa.

SENATE RESOLUTION NO. 939

Offered by Senator Clayborne and all Senators:
Mourns the death of Henry Lee Wilson, Sr., of Sparta.

SENATE RESOLUTION NO. 940

Offered by Senator Haine and all Senators:
Mourns the death of Everett E. "Gene" Goacher of Alton.

SENATE RESOLUTION NO. 941

Offered by Senator Clayborne and all Senators:
Mourns the death of LaClaire Lissetta Jones Richards.

SENATE RESOLUTION NO. 942

Offered by Senator Clayborne and all Senators:
Mourns the death of Catherine J. Coughlin of Belleville.

[December 15, 2008]

SENATE RESOLUTION NO. 943

Offered by Senator Wilhelmi and all Senators:
Mourns the death of George J. "Po" Stampar of Lockport.

SENATE RESOLUTION NO. 944

Offered by Senator Wilhelmi and all Senators:
Mourns the death of William J. "Billy" Quigley, Jr., of Wilmington.

SENATE RESOLUTION NO. 945

Offered by Senator Wilhelmi and all Senators:
Mourns the death of Ford C. "Bim" June, Jr..

SENATE RESOLUTION NO. 946

Offered by Senator Wilhelmi and all Senators:
Mourns the death of James M. "Bing" Kane of Joliet.

SENATE RESOLUTION NO. 947

Offered by Senator Wilhelmi and all Senators:
Mourns the death of Ann Hanus.

SENATE RESOLUTION NO. 948

Offered by Senator Wilhelmi and all Senators:
Mourns the death of Regina Greuling of Oak Brook.

SENATE RESOLUTION NO. 949

Offered by Senator Forby and all Senators:
Mourns the death of Cindy Geraldine Hurshman of Herrin.

SENATE RESOLUTION NO. 950

Offered by Senator Forby and all Senators:
Mourns the death of Einar Victor Dyhrkopp of Shawneetown.

SENATE RESOLUTION NO. 951

Offered by Senator Dillard and all Senators:
Mourns the death of John Karras of Indian Head Park.

SENATE RESOLUTION NO. 952

Offered by Senator Koehler and all Senators:
Mourns the death of Ruth Elaine Huthmann of Peoria, formerly of Morton.

SENATE RESOLUTION NO. 953

Offered by Senator Koehler and all Senators:
Mourns the death of Wilson Washkuhn of Peoria Heights.

SENATE RESOLUTION NO. 954

Offered by Senator Koehler and all Senators:
Mourns the death of Pekin Mayor R. David Tebben.

SENATE RESOLUTION NO. 955

Offered by Senator Haine and all Senators:
Mourns the death of Robert Dale "Bob" Crowder of Mattoon.

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

Senator Brady offered the following Senate Resolution, which was referred to the Committee on Rules:

[December 15, 2008]

SENATE RESOLUTION NO. 956

WHEREAS, Criminal allegations are pending regarding the conduct of Governor Rod R. Blagojevich;
and

WHEREAS, The State of Illinois and our nation as a whole currently face an economic crisis that profoundly affects all of us; and

WHEREAS, The State of Illinois will need to take decisive action in the coming weeks and months to deal with this economic crisis and its effect on State finances; and

WHEREAS, The nature and severity of the allegations pending against Governor Rod R. Blagojevich significantly interfere with his ability to participate effectively in the process of dealing with the problems faced by the State of Illinois; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we call upon Governor Rod R. Blagojevich to resign immediately in light of the allegations pending against him; and be it further

RESOLVED, That a copy of this resolution be delivered to Governor Rod R. Blagojevich.

MESSAGE 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 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. 3889

A bill for AN ACT making appropriations.
Passed the House, November 20, 2008.

MARK MAHONEY, Clerk of the House

The foregoing **House Bill No. 3889** was taken up, ordered printed and placed on first reading.

MOTION

Senator Link moved to waive Senate Rule 3-8 so that House Bill 611 may be read a second time today, December 15, 2008.

The motion prevailed.

REPORT FROM RULES COMMITTEE

Senator DeLeo, Chairperson of the Committee on Rules, to which was referred **House Bill No. 611**, reported the same back with the recommendation that the bill be placed on the order of second reading without recommendation to committee.

Senator DeLeo, Chairperson of the Committee on Rules, reported that the following Legislative Measure has been approved for consideration:

Motion to Concur with House Amendment No. 1 to SB 2179

The foregoing concurrence was placed on the Secretary's Desk.

[December 15, 2008]

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator Link, **House Bill No. 611** was taken up, read by title a second time and ordered to a third reading.

**CONSIDERATION OF HOUSE AMENDMENT TO SENATE BILL ON
SECRETARY'S DESK**

On motion of Senator Clayborne, **Senate Bill No. 2179**, with House Amendment No. 1 on the Secretary's Desk, was taken up for immediate consideration.

Senator Clayborne moved that the Senate concur with the House in the adoption of their amendment to said bill.

And on that motion, a call of the roll was had resulting as follows:

YEAS 49; NAYS None.

The following voted in the affirmative:

Althoff	Dillard	Lightford	Sandoval
Bivins	Forby	Link	Schoenberg
Bomke	Frerichs	Luechtefeld	Silverstein
Bond	Garrett	Maloney	Steans
Brady	Haine	Martinez	Sullivan
Burzynski	Halvorson	Millner	Syverson
Clayborne	Holmes	Munoz	Trotter
Collins	Hultgren	Murphy	Viverito
Cronin	Hunter	Noland	Wilhelmi
Crotty	Jacobs	Peterson	Mr. President
DeLeo	Jones, J.	Radogno	
Delgado	Koehler	Righter	
Demuzio	Kotowski	Rutherford	

The motion prevailed.

And the Senate concurred with the House in the adoption of their Amendment No. 1 to **Senate Bill No. 2179**, by a three-fifths vote.

Ordered that the Secretary inform the House of Representatives thereof.

Senator Link announced a Democrat caucus to begin immediately upon adjournment.

Senator Burzynski announced a Republican caucus to begin immediately upon adjournment.

MESSAGE FROM THE PRESIDENT

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

EMIL JONES, JR.
SENATE PRESIDENT

327 STATE CAPITOL
Springfield, Illinois 62706

December 15, 2008

Ms. Deborah Shiple
Secretary of the Senate

[December 15, 2008]

401 State House
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby establish January 13, 2009 as the Committee and Third Reading deadline for House Bill 611.

Sincerely,
s/Emil Jones, Jr.
Senate President

cc: Senate Minority Leader Frank Watson

At the hour of 6:00 o'clock p.m., the Chair announced that the Senate stand adjourned until Tuesday, December 16, 2008, at 10:00 o'clock a.m.

[December 15, 2008]