



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-SIXTH GENERAL ASSEMBLY

81ST LEGISLATIVE DAY

WEDNESDAY, FEBRUARY 10, 2010

10:00 O'CLOCK A.M.

NO. 81

[February 10, 2010]

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81st Legislative Day

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The Senate met pursuant to adjournment.
Honorable John J. Cullerton, President of the Senate, presiding.
Prayer by Pastor Paul Olson, St. John's Lutheran Church, Springfield Illinois.
Senator Maloney led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Tuesday, February 9, 2010, be postponed, pending arrival of the printed Journal.
The motion prevailed.

LEGISLATIVE MEASURE FILED

The following Committee amendment to the Senate Bill listed below has been filed with the Secretary and referred to the Committee on Assignments:

Senate Committee Amendment No. 1 to Senate Bill 2529

COMMITTEE MEETING ANNOUNCEMENT

The Chair announced that the Committee on Executive will meet in Room 212 at 11:03 o'clock a.m.

MOTION WITHDRAWN

At the request of Senator Raoul, his Motion to Reconsider the Vote on House Bill 675 filed on May 19, 2009, was withdrawn.

INTRODUCTION OF BILLS

SENATE BILL NO. 3197. Introduced by Senator Delgado, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3208. Introduced by Senator Schoenberg, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3308. Introduced by Senator Demuzio, a bill for AN ACT concerning government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3309. Introduced by Senator Holmes, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3310. Introduced by Senator Bomke, a bill for AN ACT concerning government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

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SENATE BILL NO. 3311. Introduced by Senator Koehler, a bill for AN ACT concerning appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3312. Introduced by Senator Koehler, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3313. Introduced by Senator Bond, a bill for AN ACT concerning local government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3314. Introduced by Senator Burzynski, a bill for AN ACT concerning correctional officers.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3315. Introduced by Senator Garrett, a bill for AN ACT concerning professional regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3316. Introduced by Senator Garrett, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3317. Introduced by Senator Noland, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3318. Introduced by Senator Noland, a bill for AN ACT concerning insurance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3319. Introduced by Senator Althoff, a bill for AN ACT concerning safety.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3320. Introduced by Senator J. Jones, a bill for AN ACT concerning safety.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3321. Introduced by Senator J. Jones, a bill for AN ACT concerning safety.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3322. Introduced by Senator Harmon, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3323. Introduced by Senator Demuzio, a bill for AN ACT concerning local government.

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The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3324. Introduced by Senator McCarter, a bill for AN ACT concerning civil law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3325. Introduced by Senator McCarter, a bill for AN ACT concerning civil law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3326. Introduced by Senator Hultgren, a bill for AN ACT concerning employment.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3327. Introduced by Senator Brady, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3328. Introduced by Senator Brady, a bill for AN ACT concerning civil law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3329. Introduced by Senator Brady, a bill for AN ACT concerning civil law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3330. Introduced by Senator Brady, a bill for AN ACT concerning civil law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3331. Introduced by Senator Brady, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3332. Introduced by Senator Cronin, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3333. Introduced by Senator Cronin, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3334. Introduced by Senator Lauzen, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3335. Introduced by Senator Frerichs, a bill for AN ACT concerning insurance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3336. Introduced by Senator Wilhelmi, a bill for AN ACT concerning local government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3337. Introduced by Senator Wilhelmi, a bill for AN ACT concerning government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3338. Introduced by Senator McCarter, a bill for AN ACT concerning the legislature.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3339. Introduced by Senator Wilhelmi, a bill for AN ACT concerning civil law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3340. Introduced by Senators Bivins - McCarter, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3341. Introduced by Senator Wilhelmi, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3342. Introduced by Senator Clayborne, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3343. Introduced by Senator Clayborne, a bill for AN ACT concerning utilities, which may be referred to as the Energy Infrastructure and Jobs Permitting Law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3344. Introduced by Senator Clayborne, a bill for AN ACT concerning safety.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3345. Introduced by Senator Clayborne, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3346. Introduced by Senator Steans, a bill for AN ACT concerning safety.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

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SENATE BILL NO. 3347. Introduced by Senator Steans, a bill for AN ACT concerning safety.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3348. Introduced by Senator Steans, a bill for AN ACT concerning liquor.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3349. Introduced by Senator Frerichs, a bill for AN ACT concerning local government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3350. Introduced by Senator Hendon, a bill for AN ACT concerning elections.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3351. Introduced by Senator Holmes, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3352. Introduced by Senator Jacobs, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3353. Introduced by Senator Schoenberg, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3354. Introduced by Senator Schoenberg, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3355. Introduced by Senator Schoenberg, a bill for AN ACT concerning local government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

At the hour of 10:08 o'clock a.m., Senator Schoenberg, presiding.

SENATE BILL NO. 3356. Introduced by Senator Schoenberg, a bill for AN ACT concerning finance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3357. Introduced by Senator Muñoz, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3358. Introduced by Senator Muñoz, a bill for AN ACT concerning regulation.

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The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3359. Introduced by Senator Silverstein, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3360. Introduced by Senator Viverito, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3361. Introduced by Senator Viverito, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3362. Introduced by Senator Viverito, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3363. Introduced by Senator Viverito, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3364. Introduced by Senator Viverito, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3365. Introduced by Senator Viverito, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3366. Introduced by Senator Viverito, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3367. Introduced by Senator Viverito, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3368. Introduced by Senator Jacobs, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3369. Introduced by Senator Jacobs, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3370. Introduced by Senator Hutchinson, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3371. Introduced by Senator Trotter, a bill for AN ACT concerning gaming.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3372. Introduced by Senator Haine, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3373. Introduced by Senator Haine, a bill for AN ACT concerning local government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3374. Introduced by Senator Haine, a bill for AN ACT concerning insurance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3375. Introduced by Senator Haine, a bill for AN ACT concerning schools.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3376. Introduced by Senator Haine, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3377. Introduced by Senator Haine, a bill for AN ACT concerning public health.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3378. Introduced by Senator Haine, a bill for AN ACT concerning insurance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3379. Introduced by Senator Haine, a bill for AN ACT concerning employment.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3380. Introduced by Senator Schoenberg, a bill for AN ACT concerning ethics.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3381. Introduced by Senator Schoenberg, a bill for AN ACT concerning public health.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3382. Introduced by Senator Schoenberg, a bill for AN ACT concerning insurance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3383. Introduced by Senator Schoenberg, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3384. Introduced by Senator Schoenberg, a bill for AN ACT concerning gaming.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3385. Introduced by Senator Wilhelmi, a bill for AN ACT concerning professional regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3386. Introduced by Senator Wilhelmi, a bill for AN ACT concerning civil law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3387. Introduced by Senator Wilhelmi, a bill for AN ACT concerning business.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3388. Introduced by Senator Jacobs, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3389. Introduced by Senator Millner, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3390. Introduced by Senator Millner, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3391. Introduced by Senator Millner, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3392. Introduced by Senator Wilhelmi, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3393. Introduced by Senator Schoenberg, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

[February 10, 2010]

SENATE BILL NO. 3394. Introduced by Senator Schoenberg, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3395. Introduced by Senator Schoenberg, a bill for AN ACT concerning courts.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3396. Introduced by Senator Schoenberg, a bill for AN ACT concerning courts.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3397. Introduced by Senator Schoenberg, a bill for AN ACT concerning finance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3398. Introduced by Senator Schoenberg, a bill for AN ACT concerning government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3399. Introduced by Senator Schoenberg, a bill for AN ACT concerning finance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3400. Introduced by Senator Schoenberg, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3401. Introduced by Senator Schoenberg, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3402. Introduced by Senator Schoenberg, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3403. Introduced by Senator Raoul, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3404. Introduced by Senator Raoul, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3405. Introduced by Senator Raoul, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3406. Introduced by Senator Raoul, a bill for AN ACT concerning courts.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3407. Introduced by Senator Raoul, a bill for AN ACT concerning courts.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3408. Introduced by Senator Brady, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3409. Introduced by Senator Brady, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3410. Introduced by Senator Brady, a bill for AN ACT concerning insurance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3411. Introduced by Senator Brady, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3412. Introduced by Senator Brady, a bill for AN ACT concerning government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3413. Introduced by Senator Brady, a bill for AN ACT concerning finance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3414. Introduced by Senator Brady, a bill for AN ACT in relation to vehicles.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3415. Introduced by Senator Koehler, a bill for AN ACT concerning employment.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3416. Introduced by Senator Kotowski, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3417. Introduced by Senator Kotowski, a bill for AN ACT concerning local government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3418. Introduced by Senator Kotowski, a bill for AN ACT concerning professional regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3419. Introduced by Senator Kotowski, a bill for AN ACT concerning insurance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3420. Introduced by Senator Kotowski, a bill for AN ACT concerning finance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3421. Introduced by Senator Kotowski, a bill for AN ACT concerning firearms.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3422. Introduced by Senator Kotowski, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3423. Introduced by Senator Kotowski, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3424. Introduced by Senator Kotowski, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3425. Introduced by Senator Kotowski, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3426. Introduced by Senator Bond, a bill for AN ACT concerning utilities.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3427. Introduced by Senator Bond, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3428. Introduced by Senator Bond, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3429. Introduced by Senator Bond, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3430. Introduced by Senator Althoff, a bill for AN ACT concerning local government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3431. Introduced by Senator Syverson, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3432. Introduced by Senator Syverson, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3433. Introduced by Senator Bivins, a bill for AN ACT concerning the transfer of real property.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3434. Introduced by Senator DeLeo, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3435. Introduced by Senator DeLeo, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3436. Introduced by Senator DeLeo, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3437. Introduced by Senator Bond, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3438. Introduced by Senator Bond, a bill for AN ACT concerning government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3439. Introduced by Senator Bond, a bill for AN ACT concerning finance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3440. Introduced by Senator Bond, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3441. Introduced by Senator Bond, a bill for AN ACT concerning safety.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3442. Introduced by Senator Bond, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3443. Introduced by Senator Burzynski, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3444. Introduced by Senator Forby, a bill for AN ACT concerning children.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3445. Introduced by Senator Maloney, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3446. Introduced by Senator Silverstein, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3447. Introduced by Senator Brady, a bill for AN ACT concerning human rights.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3448. Introduced by Senator Brady, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3449. Introduced by Senator Brady, a bill for AN ACT concerning elections.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3450. Introduced by Senator Brady, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3451. Introduced by Senator Brady, a bill for AN ACT concerning local government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3452. Introduced by Senator Brady, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3453. Introduced by Senator Brady, a bill for AN ACT concerning financial regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

[February 10, 2010]

SENATE BILL NO. 3454. Introduced by Senator Brady, a bill for AN ACT concerning whistleblowers.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3455. Introduced by Senator Brady, a bill for AN ACT concerning firearms.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3456. Introduced by Senator Brady, a bill for AN ACT concerning ethics.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3457. Introduced by Senator Brady, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3458. Introduced by Senator Brady, a bill for AN ACT concerning tourism.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3459. Introduced by Senator Muñoz, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3460. Introduced by Senator Harmon, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3461. Introduced by Senator Link, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3462. Introduced by Senator Link, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3463. Introduced by Senator Demuzio, a bill for AN ACT concerning civil law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3464. Introduced by Senator Demuzio, a bill for AN ACT concerning utilities.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3465. Introduced by Senator Demuzio, a bill for AN ACT concerning public aid.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3466. Introduced by Senator Demuzio, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3467. Introduced by Senator Bond, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3468. Introduced by Senator Cronin, a bill for AN ACT concerning local government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3469. Introduced by Senator Althoff, a bill for AN ACT concerning civil procedure.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3470. Introduced by Senator Steans, a bill for AN ACT concerning health.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3471. Introduced by Senator Steans, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3472. Introduced by Senator Steans, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3473. Introduced by Senator Steans, a bill for AN ACT concerning state government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3474. Introduced by Senator Wilhelmi, a bill for AN ACT concerning finance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3475. Introduced by Senator Steans, a bill for AN ACT concerning health.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3476. Introduced by Senator Steans, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3477. Introduced by Senator J. Jones, a bill for AN ACT concerning public aid.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3478. Introduced by Senator Syverson, a bill for AN ACT concerning local government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3479. Introduced by Senator Righter, a bill for AN ACT concerning health.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3480. Introduced by Senator Steans, a bill for AN ACT concerning insurance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3481. Introduced by Senator Steans, a bill for AN ACT concerning public aid.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3482. Introduced by Senator Steans, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 627

Offered by Senator Frerichs and all Senators:
Mourns the death of Janet Sue Park of Penfield.

SENATE RESOLUTION NO. 628

Offered by Senator Kotowski and all Senators:
Mourns the death of Margaret Mary “Margie” Seeberg.

SENATE RESOLUTION NO. 629

Offered by Senator Kotowski and all Senators:
Mourns the death of William W. Haig.

SENATE RESOLUTION NO. 630

Offered by Senator Kotowski and all Senators:
Mourns the death of Carl R. Hansen of Mount Prospect.

SENATE RESOLUTION NO. 631

Offered by Senator Lightford and all Senators:
Mourns the death of Joyce Ann Pittman.

SENATE RESOLUTION NO. 632

Offered by Senators Bivins – Risinger and all Senators.
Mourns the death of Ed Ryan.

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

Senator Wilhelmi offered the following Senate Resolution, which was referred to the Committee on Assignments:

SENATE RESOLUTION NO. 633

[February 10, 2010]

WHEREAS, During the 96th General Assembly, Senate Resolution 93 created the Re-Sellers' Electronic Reporting Task Force, to study the various systems, technologies, and methods of operation for providing law enforcement with timely access to information relating to the sales of personal property by pawnbrokers, auction services, consignment sellers, and other resellers, and to consult with such law enforcement agencies, pawnbrokers, auction services, consignment sellers, resellers, and other persons or entities as it may deem fit, including, but not limited to, providers of technology and services relating to the collection, compilation, storage, and access to such information; and

WHEREAS, The Re-Sellers' Electronic Reporting Task Force was to report its findings and recommendations to the General Assembly by December 31, 2009; and

WHEREAS, The Re-Sellers' Electronic Reporting Task Force needs additional time to complete its work; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the Re-Sellers' Electronic Reporting Task Force shall submit a report, as required in Senate Resolution 93 of the 96th General Assembly, no later than December 31, 2010; and be it further

RESOLVED, That should the Governor fail to make any or all of the 3 appointments to the Re-Sellers' Electronic Reporting Task Force provided for under Senate Resolution 93 before July 1, 2010, any of those appointments remaining unmade on that date may thereafter be made by the President of the Senate; and be it further

RESOLVED, That with this reporting extension, the Re-Sellers' Electronic Reporting Task Force shall continue to operate pursuant to Senate Resolution 93 of the 96th General Assembly.

Senator Hultgren offered the following Senate Resolution, which was referred to the Committee on Assignments:

SENATE RESOLUTION NO. 634

WHEREAS, The Midwest Shelter for Homeless Veterans has been established in Illinois as an Illinois not-for-profit corporation and has been designated a 501(c)(3) charitable organization by the U.S. Internal Revenue Service; and

WHEREAS, That organization's mission is to provide transitional services to homeless and disabled veterans of the United States military so that they can return to useful and productive lives; and

WHEREAS, There is an obvious and growing need for such a facility for veterans now returning from the conflicts in Iraq and Afghanistan; and

WHEREAS, The Midwest Shelter for Homeless Veterans has been providing essential services to veterans at its location in Wheaton, Illinois since January of 2007; and

WHEREAS, The members of the Illinois Senate recognize that the State has a responsibility to its homeless and disabled citizens who have served, and will be serving, in the United States military services; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the Illinois Department of Veterans' Affairs to continue to provide technical and financial services to the Midwest Shelter for Homeless Veterans so that the shelter may continue to provide essential services to homeless veterans of the United States military; and be it further

RESOLVED, That a suitable copy of this resolution be delivered to the Director of the Illinois

[February 10, 2010]

Department of Veterans' Affairs.

Senator Link offered the following Senate Resolution, which was referred to the Committee on Assignments:

SENATE RESOLUTION NO. 635

WHEREAS, Autism Spectrum Disorder is a complex neurobiological disorder that affects the social, learning, and behavioral skills of those affected by it; and

WHEREAS, Autism impacts one out of every 110 children in the United States and is the fastest growing developmental disability; and

WHEREAS, Autism can affect anyone, regardless of race, ethnicity, or other factors; and

WHEREAS, Because a cure for autism has not been found, individuals with autism can be assisted in reaching their greatest potential through accurate early diagnosis, appropriate education, and intervention; and

WHEREAS, Families of children with autism bear an enormous financial burden of providing needed services and healthcare; and

WHEREAS, Public information and awareness efforts are important in accelerating early identification efforts and the expansion of early intervention programs; and

WHEREAS, The United Nations has announced "World Autism Day", which will be held on April 2, 2010 in order to call attention to this worldwide disability; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we recognize April 2, 2010 and April 2 of each year thereafter, as "World Autism Day" in the State of Illinois; and be it further

RESOLVED, That every individual with autism is a valued and important member of our society and should be acknowledged and recognized on this important day; and be it further

RESOLVED, That we recognize the parents and relatives of those individuals with autism for their sacrifice and dedication in providing for the needs of individuals with autism.

Senator Wilhelmi offered the following Senate Joint Resolution, which was referred to the Committee on Assignments:

SENATE JOINT RESOLUTION NO. 89

WHEREAS, Fetal alcohol spectrum disorders (FASD) are the leading cause of intellectual disability in the United States and are 100% preventable; and

WHEREAS, The term FASD includes a broader range of conditions and therefore has replaced fetal alcohol syndrome as the umbrella term describing the range of effects that can occur in an individual whose mother consumed alcohol during pregnancy; and

WHEREAS, The prevalence of FASD is estimated to be at least 1% of all live births in the United States; and

WHEREAS, FASD is the leading known cause of learning disabilities and is a major cause of numerous social problems, including juvenile delinquency, homelessness, unemployment, mental illness, and crime; and

[February 10, 2010]

WHEREAS, Ten to 14% of women in Illinois report using alcohol during pregnancy; and

WHEREAS, The Illinois Marriage and Dissolution of Marriage Act requires that with each marriage license a county clerk shall provide a pamphlet describing the causes and effects of fetal alcohol syndrome; and

WHEREAS, Unfortunately, this well-intended statutory requirement does not provide a means for a county clerk to meet the requirement; and

WHEREAS, It has been determined that in most counties the county clerks have not issued the required pamphlet to the nearly 80,000 recipients of marriage licenses each year, and thus tens of thousands of these marriage license recipients in Illinois have been deprived of this crucial public health information; and

WHEREAS, The Illinois affiliate of the National Organization on Fetal Alcohol Syndrome, NOFAS Illinois, which is administered by Trinity Services, Inc., has agreed to provide free educational pamphlets to each county clerk, thus making this well-intentioned statute a reality in all counties in Illinois; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that within 60 days after this joint resolution is adopted, NOFAS Illinois and the County Clerks Association should determine the best ways to ensure that each couple receiving a marriage license will receive from the county clerk an educational pamphlet about fetal alcohol syndrome; and be it further

RESOLVED, That a suitable copy of this resolution be delivered to the County Clerks Association.

Senator Raoul offered the following Senate Joint Resolution, which was ordered printed and referred to the Committee on Assignments:

**SENATE JOINT RESOLUTION NO. 90
CONSTITUTIONAL AMENDMENT**

SC0090

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES 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 Article V of the Illinois Constitution by changing Sections 1, 2, 3, 6, 7, and 18 and by repealing Sections 4, 14, and 17 as follows:

ARTICLE V
THE EXECUTIVE

SECTION 1. OFFICERS

The Executive Branch shall include a Governor, ~~Lieutenant Governor~~, Attorney General, Secretary of State, ~~Comptroller~~ and Treasurer elected by the electors of the State. They shall keep the public records and maintain a residence at the seat of government during their terms of office.

(Source: Illinois Constitution.)

SECTION 2. TERMS

These elected officers of the Executive Branch shall hold office for four years beginning on the second Monday of January after their election and, ~~except in the case of the Lieutenant Governor~~, until their successors are qualified. They shall be elected at the general election in 1978 and every four years thereafter.

(Source: Illinois Constitution.)

SECTION 3. ELIGIBILITY

To be eligible to hold the office of Governor, ~~Lieutenant Governor~~, Attorney General, Secretary of

[February 10, 2010]

State, ~~Comptroller~~ or Treasurer, a person must be a United States citizen, at least 25 years old, and a resident of this State for the three years preceding his or her election.

(Source: Illinois Constitution.)

SECTION 4. JOINT ELECTION (REPEALED)

~~In the general election for Governor and Lieutenant Governor, one vote shall be cast jointly for the candidates nominated by the same political party or petition. The General Assembly may provide by law for the joint nomination of candidates for Governor and Lieutenant Governor.~~

(Source: Illinois Constitution.)

SECTION 6. GUBERNATORIAL SUCCESSION

(a) In the event of a vacancy, the order of succession to the office of Governor or to the position of Acting Governor shall be ~~the Lieutenant Governor~~, the elected Attorney General, the elected Secretary of State, and then as provided by law.

(b) If the Governor is unable to serve because of death, conviction on impeachment, failure to qualify, resignation or other disability, the office of Governor shall be filled by the officer next in line of succession for the remainder of the term or until the disability is removed.

(c) Whenever the Governor determines that he or she may be seriously impeded in the exercise of his or her powers, the Governor ~~he~~ shall so notify the Secretary of State and the officer next in line of succession. The latter shall thereafter become Acting Governor with the duties and powers of Governor. When the Governor is prepared to resume office, he or she shall do so by notifying the Secretary of State and the Acting Governor.

(d) The General Assembly by law shall specify by whom and by what procedures the ability of the Governor to serve or to resume office may be questioned and determined. The Supreme Court shall have original and exclusive jurisdiction to review such a law and any such determination and, in the absence of such a law, shall make the determination under such rules as it may adopt.

(Source: Illinois Constitution.)

SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

If the Attorney General, Secretary of State, ~~Comptroller~~ or Treasurer fails to qualify or if ~~the~~ his office becomes vacant, the Governor shall fill the office by appointment. The appointee shall hold office until the elected officer qualifies or until a successor is elected and qualified as may be provided by law and shall not be subject to removal by the Governor. ~~If the Lieutenant Governor fails to qualify or if his office becomes vacant, it shall remain vacant until the end of the term.~~

(Source: Illinois Constitution.)

SECTION 14. LIEUTENANT GOVERNOR - DUTIES (REPEALED)

~~The Lieutenant Governor shall perform the duties and exercise the powers in the Executive Branch that may be delegated to him by the Governor and that may be prescribed by law.~~

(Source: Illinois Constitution.)

SECTION 17. COMPTROLLER - DUTIES (REPEALED)

~~The Comptroller, in accordance with law, shall maintain the State's central fiscal accounts, and order payments into and out of the funds held by the Treasurer.~~

(Source: Illinois Constitution.)

SECTION 18. TREASURER - DUTIES

The Treasurer, in accordance with law, shall (i) maintain the State's central fiscal accounts, and order payments into and out of the funds held by him or her, (ii) be responsible for the safekeeping and investment of monies and securities deposited with him or her, and for their disbursement upon his or her order, and (iii) have the duties and powers that may be prescribed by law ~~of the Comptroller~~.

(Source: Illinois Constitution.)

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act and applies beginning with the terms of office otherwise commencing in 2015.

Senator Schoenberg offered the following Senate Joint Resolution, which was ordered printed and referred to the Committee on Assignments:

SENATE JOINT RESOLUTION NO. 91 CONSTITUTIONAL AMENDMENT

SC0091

[February 10, 2010]

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES 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 repeal Section 8 of Article VI, amend Sections 10, 11, and 12 of Article VI, and add Section 12.5 to Article VI of the Illinois Constitution as follows:

ARTICLE VI
THE JUDICIARY

SECTION 8. ASSOCIATE JUDGES

~~(Repealed). Each Circuit Court shall have such number of Associate Judges as provided by law. Associate Judges shall be appointed by the Circuit Judges in each circuit as the Supreme Court shall provide by rule. In the First Judicial District, unless otherwise provided by law, at least one-fourth of the Associate Judges shall be appointed from, and reside, outside Chicago. The Supreme Court shall provide by rule for matters to be assigned to Associate Judges.~~

(Source: Illinois Constitution.)

SECTION 10. TERMS OF OFFICE

The terms of office of Supreme and Appellate Court Judges shall be ten years; ~~and of Circuit Judges, six years; and of Associate Judges, four years.~~

(Source: Illinois Constitution.)

SECTION 11. ELIGIBILITY FOR OFFICE

No person shall be eligible to be a Judge ~~or Associate Judge~~ unless he or she is a United States citizen, a licensed attorney-at-law of this State, and a resident of the ~~district or circuit unit~~ which selects him or her. No change in the boundaries of a unit shall affect the tenure in office of a Judge ~~or Associate Judge~~ incumbent at the time of such change.

(Source: Illinois Constitution.)

SECTION 12. ELECTION AND RETENTION

(a) ~~Supreme Court, Appellate and Circuit~~ Judges shall be nominated at primary elections or by petition and ~~Judges~~ shall be elected at general or judicial elections as the General Assembly shall provide by law. A person eligible for the office of Judge may cause his or her name to appear on the ballot as a candidate for Judge at the primary and at the general or judicial elections by submitting petitions. The General Assembly shall prescribe by law the requirements for petitions.

(a-5) Appellate and Circuit Judges shall be appointed by the Supreme Court from nominees submitted by Judicial Nominating Commissions in accordance with subsection (c-5) of this Section.

(b) The office of a Judge shall be vacant upon his or her death, resignation, retirement, removal, or upon the conclusion of his or her term without retention in office. Whenever an additional Appellate or Circuit Judge is authorized by law, the office shall be filled in the manner provided for filling a vacancy in that office.

(c) A vacancy occurring in the office of ~~Supreme Court, Appellate or Circuit~~ Judge shall be filled as the General Assembly may provide by law. In the absence of a law, vacancies may be filled by appointment by the Supreme Court. A person appointed to fill a vacancy 60 or more days prior to the next primary election to nominate ~~Supreme Court~~ Judges shall serve until the vacancy is filled for a term at the next general or judicial election. A person appointed to fill a vacancy less than 60 days prior to the next primary election to nominate Judges shall serve until the vacancy is filled at the second general or judicial election following such appointment.

(c-5) As soon as a vacancy occurs in the office of Appellate or Circuit Judge, or if such a vacancy will occur within six months by a day certain, the Administrative Director of the Illinois Courts shall promptly notify the chairperson of the appropriate Judicial Nominating Commission, who shall immediately convene the Commission and give notice to the public.

Within sixty days after receiving the notice of a vacancy, the Judicial Nominating Commission shall submit to the Supreme Court a list of three nominees who, by their character, background, temperament, professional aptitude, experience, and commitment to justice are deemed by the Commission to be best qualified to fill the vacancy. The Commission shall also give due consideration to diversity of representation on the bench. The Commission shall submit the nominees' names in alphabetical order. The selection of Judges for appointment by the Supreme Court shall be from among those persons best qualified to hold judicial office in this State. All such qualified persons have the right to be considered for selection by a Judicial Nominating Commission free from discrimination on the basis of race, color, creed, national ancestry, or sex. The Commission may not include on a list a nominee who is on another

list then pending before the Supreme Court. The function of a list of nominees shall terminate upon the making of the required appointment from the list.

Immediately upon receiving a list of nominees from a Judicial Nominating Commission, the Supreme Court shall make the list public. Not fewer than twenty-eight nor more than fifty-six days after receiving a list, the Supreme Court shall appoint from the list a person to fill the vacancy. If the Supreme Court does not make an appointment within fifty-six days, the Commission shall immediately submit the list to the Governor, who shall make the appointment from the list within twenty-eight days after receiving the list.

A person appointed to fill a vacancy pursuant to this subsection shall serve an initial term equal to the term specified in Section 10 of this Article.

(d) Not less than six months before the general election preceding the expiration of his or her term of office, a Supreme, Appellate or Circuit Judge who has been elected or appointed to that office may file in the office of the Secretary of State a declaration of candidacy to succeed himself or herself. The Secretary of State, not less than 63 days before the election, shall certify the Judge's candidacy to the proper election officials. The names of Judges seeking retention shall be submitted to the electors, separately and without party designation, on the sole question whether each Judge shall be retained in office for another term. The retention elections shall be conducted at general elections in the appropriate Judicial District, for Supreme and Appellate Judges, and in the circuit for Circuit Judges. The affirmative vote of 50% ~~three-fifths~~ of the electors voting on the question shall elect the Judge to the office for a term commencing on the first Monday in December following his or her election for retention.

(e) A law reducing the number of Appellate or Circuit Judges shall be without prejudice to the right of the Judges affected to seek retention in office. A reduction shall become effective when a vacancy occurs in the affected unit.

(f) The office of Associate Judge is abolished, and all Associate Judges in office on the effective date of this amendment shall on that date assume the office of Circuit Judge. In order to end the terms of those Judges, the Administrative Director of the Illinois Courts, as soon as possible after the effective date of this amendment, shall by lot divide those Judges into three groups that are as equal in number as possible. The terms of the Judges in the first group shall end on the first Monday in December after the next general election following the adoption of this amendment and every six years thereafter. The terms of the Judges in the second group shall end on the first Monday in December after the second general election following the adoption of this amendment and every six years thereafter. The terms of the Judges in the third group shall expire on the first Monday in December after the third general election following the adoption of this amendment and every six years thereafter.

The Judges described in this subsection may be retained in the same manner as other Circuit Judges.
(Source: Illinois Constitution.)

SECTION 12.5. JUDICIAL NOMINATING COMMISSIONS

(a) There shall be a Judicial Nominating Commission in each Judicial District for the nomination of Judges for the Appellate Court of that District, in each Judicial Subcircuit for the nomination of Circuit Judges from that Subcircuit, and in each Judicial Circuit for the nomination of all other Circuit Judges from that Circuit.

(b) Each Judicial Nominating Commission shall consist of eleven members. Six of the members must be persons who are not licensed to practice as an attorney or counselor at law within this State and are residents of the appropriate District, Circuit, or Subcircuit ("non-lawyer members"). The remaining five members must be persons who are licensed to practice as an attorney or counselor at law within this State and are residents of the appropriate District or Circuit ("lawyer members").

(c) Three of the non-lawyer members of each Judicial Nominating Commission shall be appointed by the Attorney General. The remaining three non-lawyer members shall be appointed by the officer first in the following order who is not affiliated with the same political party as the Attorney General: the President of the Senate, the Speaker of the House of Representatives, and the Minority Leader of the Senate.

(d) The lawyer members of each Judicial Nominating Commission shall be selected in the manner provided by Supreme Court Rule.

(e) Upon appointment of the initial non-lawyer members of each Judicial Nominating Commission, the Attorney General shall divide the appointees by lot into three groups as equal in number as possible, with one of the Attorney General's appointees in each group. The Attorney General shall by lot designate the members in those groups to serve initial terms of two, four, and six years respectively. The initial lawyer members of each Judicial Nominating Commission shall also be divided by lot into three groups as equal in number as possible, and the members in those groups shall by lot be designated to serve initial terms of two, four, and six years respectively, all in the manner provided by Supreme Court Rule.

Thereafter, the terms of all Commission members shall be six years.

(f) A vacancy in the non-lawyer membership of a Judicial Nominating Commission shall be filled for the remainder of the unexpired term or for a full term, as the case may be, by the Attorney General (if the Attorney General is affiliated with the same political party as the official who appointed the member whose vacancy is to be filled) or by the other officer specified in subsection (c) of this Section (if the Attorney General is affiliated with a political party different from that of the official who appointed the member whose vacancy is to be filled). A vacancy at the end of a term in the lawyer membership of a Judicial Nominating Commission shall be filled in the manner provided by Supreme Court Rule.

(g) The members of each Judicial Nominating Commission shall select a Chairperson of the Commission. The Chairperson shall serve for a term of three years unless his or her remaining term as a member of the Commission expires sooner.

(h) A person is not eligible to serve on a Judicial Nominating Commission if he or she (i) holds any office under the United States or this State, or any political subdivision, municipal corporation, municipality, or unit of local government of this State, and receives compensation for services rendered in that office or (ii) holds any office or official position in a political party. Compensation for service in the State militia or the armed services of the United States, for the period of time determined by Supreme Court Rule, does not disqualify a person from serving on a Judicial Nominating Commission under this subsection. A member of a Judicial Nominating Commission may not be appointed to judicial office while serving on the Commission or for a period of six months thereafter.

(i) A person who has served a full term of six years as a member of a Judicial Nominating Commission may not serve on a Commission during the next three years following expiration of that six-year term. A person may not serve on more than one Judicial Nominating Commission at the same time.

(j) A Judicial Nominating Commission may conduct investigations, meetings, and hearings, all of which may be secret, and may employ staff members as necessary to perform the Commission's duties. Judicial Nominating Commission members may not receive any compensation for their services on the Commission but shall be reimbursed for their necessary expenses actually incurred in performing their duties. The General Assembly shall appropriate funds to the Supreme Court for that reimbursement and for all other administrative expenses of the Judicial Nominating Commissions.

(k) A Judicial Nominating Commission shall submit nominees for the office of Appellate or Circuit Judge to the Supreme Court upon the concurrence of not less than three-fifths of the members of the Commission voting on the nominations.

(l) Lawyer and non-lawyer members of Judicial Nominating Commissions are not subject to economic disclosure requirements as provided by law.

SCHEDULE

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

At the hour of 10:23 o'clock p.m., the Chair announced the Senate stand at ease.

AT EASE

At the hour of 10:37, the Senate resumed consideration of business.
Senator Schoenberg, presiding.

MESSAGES FROM THE PRESIDENT

OFFICE OF THE SENATE PRESIDENT STATE OF ILLINOIS

JOHN J. CULLERTON
SENATE PRESIDENT

327 STATE CAPITOL
SPRINGFIELD, ILLINOIS 62706

February 10, 2010

Ms. Jillayne Rock

[February 10, 2010]

Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to Rule 3-5(c), I hereby appoint Senator Don Harmon to temporarily replace Senator James Clayborne as Chairman of the Assignments Committee. This appointment is effective immediately and will automatically expire at the end of the day.

Pursuant to Rule 3-5(c), I hereby appoint Senator Donne Trotter to temporarily replace Senator James Clayborne as a member of the Assignments Committee. This appointment is effective immediately and will automatically expire at the end of the day.

Pursuant to Rule 3-5(c), I hereby appoint Senator James DeLeo to temporarily replace Senator Louis Viverito as a member of the Assignments Committee. This appointment is effective immediately and will automatically expire at the end of the day.

Sincerely,
s/John J. Cullerton
Senate President

cc: Senate Minority Leader Christine Radogno

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

JOHN J. CULLERTON
SENATE PRESIDENT

327 STATE CAPITOL
SPRINGFIELD, ILLINOIS 62706

February 10, 2010

Ms. Jillayne Rock
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senators Donne Trotter and Jeff Schoenberg to temporarily replace Senators James Clayborne and Ricky Hendon as members of the Senate Executive Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate Executive Committee.

Sincerely,
s/John J. Cullerton
Senate President

cc: Senate Minority Leader Christine Radogno

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

JOHN J. CULLERTON
SENATE PRESIDENT

327 STATE CAPITOL
SPRINGFIELD, ILLINOIS 62706

February 10, 2010

Ms. Jillayne Rock

[February 10, 2010]

Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Kimberly Lightford to temporarily replace Senator Louis Viverito as a member of the Senate State Government Committee. This appointment is effective immediately and will automatically expire upon adjournment of the Senate State Government Committee.

Sincerely,
s/John J. Cullerton
Senate President

cc: Senate Minority Leader Christine Radogno

COMMUNICATIONS FROM MINORITY LEADER

CHRISTINE RADOGNO
STATE REPUBLICAN LEADER · 41ST DISTRICT

February 10, 2010

Ms. Jillayne Rock
Secretary of the Senate
401 State House
Springfield, Illinois 62706

Dear Madam Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Brad Burzynski to temporarily replace Senator Dale Righter as the Minority Spokesperson of the Senate Committee on Assignments. This appointment is effective immediately and will automatically expire upon adjournment of the Senate on February 10, 2010.

Sincerely,
s/Christine Radogno
Senate Republican Leader

cc: Senate President John Cullerton
Assistant Secretary of the Senate Scott Kaiser

CHRISTINE RADOGNO
STATE REPUBLICAN LEADER · 41ST DISTRICT

February 10, 2010

Ms. Jillayne Rock
Secretary of the Senate
401 State House
Springfield, Illinois 62706

Dear Madam Secretary:

Pursuant to the provisions of Senate Rule 3-2(c), I am hereby appoint Senator Dan Rutherford to temporarily replace Senator Dale Righter, and Senator Dave Syverson to temporarily replace Senator

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Carole Pankau as members of the Senate Executive Committee. In addition, I hereby appoint Senator Brad Burzynski to serve as Minority Spokesperson of the Senate Executive Committee. This appointments shall take effective immediately and shall expire with the adjournment of the Senate on February 10, 2010.

Sincerely,
s/Christine Radogno
Senate Republican Leader

cc: Senate President John Cullerton
Assistant Secretary of the Senate Scott Kaiser
Senator Dan Rutherford
Senator Dave Syverson

LEGISLATIVE MEASURES FILED

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

Senate Committee Amendment No. 1 to Senate Bill 2556
Senate Committee Amendment No. 1 to Senate Bill 2615

At the hour of 10:23 o'clock a.m., the Chair announced that the Senate stand at ease.

AT EASE

At the hour of 10:36 o'clock a.m., the Senate resumed consideration of business.
Senator Schoenberg, presiding.

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Harmon, Chairperson of the Committee on Assignments, during its February 10, 2010 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Agriculture and Conservation: **SENATE BILLS 2484, 2556, 2573, 2580 and 2587.**

Appropriations I: **SENATE BILL 2539.**

Commerce: **SENATE BILLS 2534, 2559, 2577, 2628 and 2629.**

Criminal Law: **SENATE BILLS 2551, 2578, 2589, 2590, 2607, 2824, 2951, 2952 and 2987; Senate Committee Amendment No. 1 to Senate Bill 2513.**

Elections: **SENATE BILLS 2576, 2631, 2638, 2925 and 2934.**

Energy: **SENATE BILLS 2612, 2810 and 2812.**

Environment: **SENATE BILL 2549.**

Executive: **SENATE BILLS 2464, 2469, 2470, 2472, 2494, 2495, 2496 2500, 2506, 2515, 2532, 2568, 2588, 2620, 2621, 2782 and 2816.**

Financial Institutions: **SENATE BILLS 2438, 2443 and 2480.**

Gaming: **SENATE BILL 2487.**

[February 10, 2010]

Higher Education: **SENATE BILLS 2538 and 2615.**

Human Services: **SENATE BILLS 2605, 2622, 2809 and 3021.**

Insurance: **SENATE BILLS 2493, 2516, 2544 and 2584.**

Judiciary: **SENATE BILLS 2508, 2509, 2514, 2540, 2557, 2570, 2606, 2632, 2807, 2821, 2933 and 3007.**

Labor: **SENATE BILLS 2471, 2497 and 2640.**

Licensed Activities: **SENATE BILLS 2542, 2604, 2635, 2799, 2800 and 2805.**

Local Government: **SENATE BILLS 2523, 2524 and 2614.**

Pensions and Investments: **SENATE BILLS 2356, 2358, 2359, 2360, 2456, 2483, 2525, 2547, 2558 and 2574.**

Public Health: **SENATE BILLS 2526, 2535, 2536, 2572, 2583, 2593, 2601, 2627 and 2806.**

Revenue: **SENATE BILLS 2486, 2505, 2575, 2579, 2930 and 2950.**

State Government and Veterans Affairs: **SENATE BILL 2548.**

Transportation: **SENATE BILLS 2452, 2466, 2467, 2477, 2608, 2798, 2803 and 2994; Senate Committee Amendment No. 1 to Senate Bill 2566; Senate Committee Amendment No. 1 to Senate Bill 2927.**

Senator Harmon, Chairperson of the Committee on Assignments, during its February 10, 2010 meeting, reported the following Senate Resolutions have been assigned to the indicated Standing Committees of the Senate:

Executive: **Senate Joint Resolution Constitutional Amendment No. 84.**

Financial Institutions: **Senate Joint Resolution No. 81.**

INTRODUCTION OF BILLS

SENATE BILL NO. 3483. Introduced by Senator Luechtefeld, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3484. Introduced by Senator Cronin, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3486. Introduced by Senator Cronin, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3487. Introduced by Senator Cronin, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3488. Introduced by Senator Cronin, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3490. Introduced by Senator Cronin, a bill for AN ACT concerning employment.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

At the hour of 10:40 o'clock a.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

AFTER RECESS

At the hour of 2:18 o'clock p.m., the Senate resumed consideration of business.
Senator Lightford, presiding.

REPORTS FROM STANDING COMMITTEES

Senator Silverstein, Chairperson of the Committee on Executive, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to House Bill 2240

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

Senator Hunter, Chairperson of the Committee on Human Services, to which was referred **Senate Bills Numbered 2527, 2533 and 2545**, reported the same back with the recommendation that the bills do pass.

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

Senator Hunter, Chairperson of the Committee on Human Services, to which was referred **Senate Joint Resolution No. 82**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Joint Resolution No. 82** was placed on the Secretary's Desk.

Senator Noland, Chairperson of the Committee on Criminal Law, to which was referred **Senate Bill No. 2504**, reported the same back with the recommendation that the bill do pass.

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

Senator Koehler, Chairperson of the Committee on Local Government, to which was referred **Senate Bills Numbered 2520 and 2603**, reported the same back with the recommendation that the bills do pass.

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

Senator Demuzio, Chairperson of the Committee on State Government and Veterans Affairs, to which was referred **Senate Bill No. 2802**, reported the same back with the recommendation that the bill do pass.

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

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Senator Demuzio, Chairperson of the Committee on State Government and Veterans Affairs, to which was referred **Senate Resolution No. 561**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Resolution No. 561** was placed on the Secretary's Desk.

Senator Demuzio, Chairperson of the Committee on State Government and Veterans Affairs, to which was referred **House Joint Resolution No. 66**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **House Joint Resolution No. 66** was placed on the Secretary's Desk.

Senator Collins, Chairperson of the Committee on Financial Institutions, to which was referred **Senate Bill No. 2581**, reported the same back with the recommendation that the bill do pass.

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

INTRODUCTION OF BILLS

SENATE BILL NO. 3485. Introduced by Senator Cronin, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3489. Introduced by Senator Steans, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3491. Introduced by Senator Millner, a bill for AN ACT concerning government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3492. Introduced by Senator Millner, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3493. Introduced by Senator Bivins, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3494. Introduced by Senator J. Jones, a bill for AN ACT concerning employment.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3495. Introduced by Senator Althoff, a bill for AN ACT concerning property.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3496. Introduced by Senator Syverson, a bill for AN ACT concerning local government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3497. Introduced by Senator Cronin, a bill for AN ACT concerning civil law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3498. Introduced by Senator Dillard, a bill for AN ACT concerning civil law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3499. Introduced by Senator Risinger, a bill for AN ACT concerning billing practices.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3500. Introduced by Senator Lauzen, a bill for AN ACT concerning employment.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3501. Introduced by Senator Jacobs, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3502. Introduced by Senator Jacobs, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3503. Introduced by Senator Jacobs, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3504. Introduced by Senator Martinez, a bill for AN ACT concerning appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3505. Introduced by Senator Crotty, a bill for AN ACT concerning finance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3506. Introduced by Senator Muñoz, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3507. Introduced by Senator Jones, E. III, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3508. Introduced by Senator Haine, a bill for AN ACT concerning courts.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3509. Introduced by Senator Haine, a bill for AN ACT concerning professional regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3510. Introduced by Senator Haine, a bill for AN ACT concerning firearms.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3511. Introduced by Senator Frerichs, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3512. Introduced by Senator Millner, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3513. Introduced by Senator Jones, E. III, a bill for AN ACT concerning juveniles.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3514. Introduced by Senator Schoenberg, a bill for AN ACT concerning finance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3515. Introduced by Senator Garrett, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3516. Introduced by Senator Clayborne, a bill for AN ACT concerning civil law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3517. Introduced by Senator Clayborne, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3518. Introduced by Senator Clayborne, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3519. Introduced by Senator Clayborne, a bill for AN ACT concerning professional regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3520. Introduced by Senator Holmes, a bill for AN ACT concerning public aid.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

[February 10, 2010]

SENATE BILL NO. 3521. Introduced by Senator Holmes, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3522. Introduced by Senator Steans, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3523. Introduced by Senator Sandoval, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3524. Introduced by Senator Sandoval, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3525. Introduced by Senator Althoff, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3526. Introduced by Senator Brady, a bill for AN ACT concerning ethics.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3527. Introduced by Senator Brady, a bill for AN ACT concerning health.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3528. Introduced by Senator Wilhelmi, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3529. Introduced by Senator Viverito, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

LEGISLATIVE MEASURE FILED

The following Floor amendment to the House Bill listed below has been filed with the Secretary and referred to the Committee on Assignments:

Senate Floor Amendment No. 3 to House Bill 2240

At the hour of 2:23 o'clock p.m., the Chair announced that the Senate stand at ease.

AT EASE

At the hour of 2:31 o'clock p.m., the Senate resumed consideration of business.
Senator Lightford, presiding.

[February 10, 2010]

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Harmon, Chairperson of the Committee on Assignments, during its February 10, 2010 meeting, reported that the following Legislative Measure has been approved for consideration:

Senate Floor Amendment No. 3 to House Bill 2240

The foregoing floor amendment was placed on the Secretary's Desk.

INTRODUCTION OF BILLS

SENATE BILL NO. 3530. Introduced by Senator Silverstein, a bill for AN ACT concerning appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3531. Introduced by Senator Silverstein, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3532. Introduced by Senator Trotter, a bill for AN ACT concerning government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3533. Introduced by Senator Raoul, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3534. Introduced by Senator Raoul, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3535. Introduced by Senator Raoul, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3536. Introduced by Senator Raoul, a bill for AN ACT concerning insurance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3537. Introduced by Senator Raoul, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3538. Introduced by Senator Raoul, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

[February 10, 2010]

SENATE BILL NO. 3539. Introduced by Senator Raoul, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3540. Introduced by Senator Raoul, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3541. Introduced by Senator Schoenberg, a bill for AN ACT concerning local government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3542. Introduced by Senator Jacobs, a bill for AN ACT concerning gaming.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3543. Introduced by Senator Hutchinson, a bill for AN ACT concerning children.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3544. Introduced by Senator Crotty, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3545. Introduced by Senator Crotty, a bill for AN ACT concerning insurance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3546. Introduced by Senator Crotty, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3547. Introduced by Senator Muñoz, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3548. Introduced by Senator Muñoz, a bill for AN ACT concerning business.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3549. Introduced by Senator Muñoz, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3550. Introduced by Senator Hunter, a bill for AN ACT concerning government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

[February 10, 2010]

SENATE BILL NO. 3551. Introduced by Senator Hunter, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3552. Introduced by Senator Forby, a bill for AN ACT concerning revenue. The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3553. Introduced by Senator Jacobs, a bill for AN ACT concerning sport shooting ranges.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3554. Introduced by Senator McCarter, a bill for AN ACT concerning employment.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3555. Introduced by Senator Cronin, a bill for AN ACT concerning local government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3556. Introduced by Senator Lauzen, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3557. Introduced by Senator Sandoval, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3558. Introduced by Senator Sandoval, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3559. Introduced by Senator Sandoval, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3560. Introduced by Senator Sandoval, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3561. Introduced by Senator Sandoval, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3562. Introduced by Senator Muñoz, a bill for AN ACT concerning civil law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

[February 10, 2010]

SENATE BILL NO. 3563. Introduced by Senator Silverstein, a bill for AN ACT concerning regulation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3564. Introduced by Senator Haine, a bill for AN ACT concerning local government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3565. Introduced by Senator Delgado, a bill for AN ACT concerning insurance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3566. Introduced by Senator Delgado, a bill for AN ACT concerning employment.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3567. Introduced by Senator Delgado, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3568. Introduced by Senator Delgado, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3569. Introduced by Senator Delgado, a bill for AN ACT to abolish the death penalty.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3570. Introduced by Senator Forby, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3571. Introduced by Senator Forby, a bill for AN ACT concerning employment.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3572. Introduced by Senator Link, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3573. Introduced by Senator Link, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3574. Introduced by Senators Link - Syverson, a bill for AN ACT concerning gaming.

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The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3575. Introduced by Senator Schoenberg, a bill for AN ACT concerning finance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3576. Introduced by Senator Schoenberg, a bill for AN ACT concerning finance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3577. Introduced by Senator Schoenberg, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3578. Introduced by Senator Schoenberg, a bill for AN ACT concerning business.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3579. Introduced by Senator Risinger, a bill for AN ACT concerning elections.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3580. Introduced by Senator Radogno, a bill for AN ACT concerning elections.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3581. Introduced by Senator Bivins, a bill for AN ACT concerning finance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3582. Introduced by Senator Murphy, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3583. Introduced by Senator Bond, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3584. Introduced by Senator Bond, a bill for AN ACT concerning business.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3585. Introduced by Senator Bond, a bill for AN ACT concerning safety.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3586. Introduced by Senator Millner, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

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SENATE BILL NO. 3587. Introduced by Senator Burzynski, a bill for AN ACT concerning finance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

SENATE BILL NO. 3588. Introduced by Senator Demuzio, a bill for AN ACT concerning employment.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

PRESENTATION OF RESOLUTIONS

Senator Althoff offered the following Senate Resolution, which was referred to the Committee on Assignments:

SENATE RESOLUTION NO. 636

WHEREAS, Many places in Illinois are significant sites of local, State, national, and world history; and

WHEREAS, Illinois residents and visitors coming to these sites may learn about historic people, ideas, and developments there; and

WHEREAS, Such visits may deepen their interests in, and appreciation of, history; and

WHEREAS, History can help them understand their place in the world and how they might improve it; and

WHEREAS, Increasing visitations at historic sites stimulate beautification, preservation, conservation, tourism, and business in Illinois communities and counties where they are located; and

WHEREAS, The Illinois State Historical Society, recognized by the Illinois General Assembly in 1903, has already placed markers at more than 400 historic sites around the State; and

WHEREAS, The Illinois General Assembly and the Illinois State Historical Society now seek to heighten historical awareness in Illinois residents and visitors by calling attention to these markers and historic sites throughout the State; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the week of March 1-7, 2010 shall be known as Illinois State Historical Society Markers Awareness Week; and be it further

RESOLVED, That we encourage all Illinois residents and visitors to celebrate this week by learning about historic sites in their locales, visiting them, reflecting on their importance in history, communicating with others about them, and attending ceremonies commemorating them; and be it further

RESOLVED, That the members of the Illinois Senate are encouraged to participate in the events of this week with their colleagues in the Capitol and their constituents in their home districts.

Senator Maloney offered the following Senate Joint Resolution, which was ordered printed and referred to the Committee on Assignments:

SENATE JOINT RESOLUTION NO. 92 CONSTITUTIONAL AMENDMENT

[February 10, 2010]

SC0092

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES 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 ~~income~~ ~~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.

Senator Althoff offered the following Senate Joint Resolution, which was ordered printed and referred to the Committee on Assignments:

SENATE JOINT RESOLUTION NO. 94
CONSTITUTIONAL AMENDMENT

SC0094

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES 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 add Section 13 to Article VII of the Illinois Constitution as follows:

ARTICLE VII
LOCAL GOVERNMENT

SECTION 13. UNFUNDED MANDATES

(a) If the General Assembly or any State executive action requires a unit of local government to establish, expand, or modify its activities in such a way as to necessitate additional expenditures of revenue by the unit of local government, then the State must provide funds to reimburse the unit of local government for the costs necessary to carry out the mandated requirement, except that the General Assembly may, but need not, provide funds for the following mandates:

(1) legislatively mandated requirements requested by the unit of local government affected; and

(2) legislatively mandated requirements that became effective before the effective date of this Section or State executive actions initially implementing legislation that became effective before the effective date of this Section.

(b) A mandated requirement that is not funded is not enforceable while not funded unless the bill implementing the mandated requirement passed with the concurrence of at least three-fifths of the members elected to each house of the General Assembly and specifically states that it is a non-reimbursable mandate under this subsection.

SCHEDULE

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

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Senator Brady offered the following Senate Joint Resolution, which was ordered printed and referred to the Committee on Assignments:

SENATE JOINT RESOLUTION NO. 95
CONSTITUTIONAL AMENDMENT

SC0095

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES 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 add Section 9 to Article XIII of the Illinois Constitution as follows:

ARTICLE XIII
GENERAL PROVISIONS

SECTION 9. SAME SEX MARRIAGE

Only marriage between one man and one woman shall be valid or recognized in Illinois. The uniting of persons of the same sex in a civil union, domestic partnership, or other similar same sex relationship shall not be valid or recognized in Illinois.

SCHEDULE

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

Senator Brady offered the following Senate Joint Resolution, which was ordered printed and referred to the Committee on Assignments:

SENATE JOINT RESOLUTION NO. 96
CONSTITUTIONAL AMENDMENT

SC0096

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES 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 IV of the Illinois Constitution as follows:

ARTICLE IV
THE LEGISLATURE

SECTION 3. LEGISLATIVE REDISTRICTING

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

(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 Legislative Districts and Representative Districts 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 precinct, ward, township, 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:

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(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 federal law.

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

(c) ~~(b)~~ In the year following each Federal decennial census year, the State Board of Elections General Assembly by law shall redistrict the Legislative Districts and the Representative Districts using the computer program designated under subsection (b). The State Board of Elections shall approve a redistricting plan by a record vote of a majority of the total number of members authorized by law as provided in Section 5 of Article III, and the Board shall file that plan with the Secretary of State no later than June 1 of the year following the Federal decennial census year.

(d) The State Board of Elections shall designate a computer program under subsection (b) and shall approve a plan under subsection (c) at public meetings. The Board shall give reasonable and adequate advance notice of those meetings.

If no redistricting plan becomes effective by June 30 of that year, a Legislative Redistricting Commission shall be constituted not later than July 10. The Commission shall consist of eight members, no more than 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 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.

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) An approved redistricting 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.

(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.

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

SCHEDULE

This Constitutional Amendment takes effect beginning with redistricting in 2011 and applies to the election of members of the General Assembly in 2012 and thereafter.

Senator Brady offered the following Senate Joint Resolution, which was ordered printed and referred to the Committee on Assignments:

SENATE JOINT RESOLUTION NO. 97 CONSTITUTIONAL AMENDMENT

SC0097

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES 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 add Section 8.1 to Article IV of the Illinois Constitution as follows:

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ARTICLE IV
THE LEGISLATURE

SECTION 8.1. PASSAGE OF REVENUE BILLS

A bill that would result in the increase of revenue to the State by an increase of a tax on or measured by income or by an increase of a tax on or measured by the selling price of any item of tangible personal property may become law only with the concurrence of two-thirds of the members elected to each house of the General Assembly.

SCHEDULE

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

Senator Brady offered the following Senate Joint Resolution, which was ordered printed and referred to the Committee on Assignments:

**SENATE JOINT RESOLUTION NO. 98
CONSTITUTIONAL AMENDMENT**

SC0098

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES 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 the Illinois Constitution by adding Section 2.5 to Article IV as follows:

ARTICLE IV
THE LEGISLATURE

SECTION 2.5. TERM LIMITS

(a) A person may not serve more than 5 consecutive terms of office as a Representative from the same Representative District. A person who has served 5 consecutive terms of office as a Representative from the same Representative District may not serve another term of office as a Representative from that Representative District until after the expiration of at least the next 2 terms of the office of Representative from that Representative District following the conclusion of the person's fifth consecutive term.

(b) A person may not serve more than 3 consecutive terms of office as a Senator from the same Legislative District. A person who has served 3 consecutive terms of office as a Senator from the same Legislative District may not serve another term of office as a Senator from that Legislative District until after the expiration of at least the next 2 terms of the office of Senator from that Legislative District following the conclusion of the person's third consecutive term.

(c) A person is considered to serve a term of office for the purpose of this Section if the person is elected or appointed to serve any portion of the term.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act and applies to terms of office beginning on or after the second Wednesday in January 2011.

Senator Lauzen offered the following Senate Joint Resolution, which was ordered printed and referred to the Committee on Assignments:

**SENATE JOINT RESOLUTION NO. 99
CONSTITUTIONAL AMENDMENT**

SC0099

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next

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occurring at least 6 months after the adoption of this resolution a proposition to add Section 8.1 to Article IV of the Illinois Constitution and to amend Section 2 of Article VIII of the Illinois Constitution as follows:

ARTICLE IV
THE LEGISLATURE

SECTION 8.1. PASSAGE OF REVENUE BILLS

A bill that would result in the increase of revenue may become law only with the concurrence of two-thirds of the members elected to each house of the General Assembly. An increase of revenue includes, without limitation, the imposition of new taxes, an increase in the rate of an existing tax, a change in a definition that results in an expansion of a tax base, a deduction or elimination of any preferential or exempt status, or the reduction or elimination of any credit, exemption, or deduction.

ARTICLE VIII
FINANCE

SECTION 2. STATE FINANCE

(a) The Governor shall prepare and submit to the General Assembly, at a time prescribed by law, a State budget for the ensuing fiscal year. The budget shall set forth the estimated balance of funds available for appropriation at the beginning of the fiscal year, the estimated receipts, and a plan for expenditures and obligations during the fiscal year of every department, authority, public corporation and quasi-public corporation of the State, every State college and university, and every other public agency created by the State, but not of units of local government or school districts. The budget shall also set forth the indebtedness and contingent liabilities of the State and such other information as may be required by law. Proposed expenditures shall not exceed funds estimated to be available for the fiscal year as shown in the budget.

(b) The General Assembly by law shall make appropriations for all expenditures of public funds by the State. Appropriations for a fiscal year shall not exceed funds estimated by the General Assembly to be available during that year.

(c) The rate of growth in total State expenditures in any fiscal year over the prior fiscal year is limited to: (i) the percentage increase in the annual rate of increase, for the previous calendar year, of the Consumer Price Index for All Urban Consumers for all items, published by the United States Bureau of Labor Statistics; plus (ii) the rate of increase in the State's population for the same 12-month period. Population growth must be determined by annual federal census estimates and must be adjusted every decade to match the federal decennial census.

(d) The State shall maintain a reserve fund equal to 3% of the enacted budget for the prior fiscal year.
(Source: Illinois Constitution.)

SCHEDULE

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

HOUSE BILL RECALLED

On motion of Senator Cullerton, **House Bill No. 2240** was recalled from the order of third reading to the order of second reading.

Senate Floor Amendment No. 1 was postponed in the Committee on Executive.

Senator Cullerton offered the following amendment and moved its adoption:

AMENDMENT NO. 2 TO HOUSE BILL 2240

AMENDMENT NO. 2. Amend House Bill 2240 by replacing everything after the enacting clause with the following:

"Section 5. The State Budget Law of the Civil Administrative Code of Illinois is amended by changing Section 50-5 as follows:

(15 ILCS 20/50-5)

Sec. 50-5. Governor to submit State budget.

(a) The Governor shall, as soon as possible and not later than the second ~~third~~ Wednesday in March in 2010 ~~2009~~ (March 10, 2010 ~~18, 2009~~) and the third Wednesday in February of each year beginning in

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~~2011~~ 2010, except as otherwise provided in this Section, submit a State budget, embracing therein the amounts recommended by the Governor to be appropriated to the respective departments, offices, and institutions, and for all other public purposes, the estimated revenues from taxation, the estimated revenues from sources other than taxation, and an estimate of the amount required to be raised by taxation. The amounts recommended by the Governor for appropriation to the respective departments, offices and institutions shall be formulated according to the various functions and activities for which the respective department, office or institution of the State government (including the elective officers in the executive department and including the University of Illinois and the judicial department) is responsible. The amounts relating to particular functions and activities shall be further formulated in accordance with the object classification specified in Section 13 of the State Finance Act.

The Governor shall not propose expenditures and the General Assembly shall not enact appropriations that exceed the resources estimated to be available, as provided in this Section.

For the purposes of Article VIII, Section 2 of the 1970 Illinois Constitution, the State budget for the following funds shall be prepared on the basis of revenue and expenditure measurement concepts that are in concert with generally accepted accounting principles for governments:

- (1) General Revenue Fund.
- (2) Common School Fund.
- (3) Educational Assistance Fund.
- (4) Road Fund.
- (5) Motor Fuel Tax Fund.
- (6) Agricultural Premium Fund.

These funds shall be known as the "budgeted funds". The revenue estimates used in the State budget for the budgeted funds shall include the estimated beginning fund balance, plus revenues estimated to be received during the budgeted year, plus the estimated receipts due the State as of June 30 of the budgeted year that are expected to be collected during the lapse period following the budgeted year, minus the receipts collected during the first 2 months of the budgeted year that became due to the State in the year before the budgeted year. Revenues shall also include estimated federal reimbursements associated with the recognition of Section 25 of the State Finance Act liabilities. For any budgeted fund for which current year revenues are anticipated to exceed expenditures, the surplus shall be considered to be a resource available for expenditure in the budgeted fiscal year.

Expenditure estimates for the budgeted funds included in the State budget shall include the costs to be incurred by the State for the budgeted year, to be paid in the next fiscal year, excluding costs paid in the budgeted year which were carried over from the prior year, where the payment is authorized by Section 25 of the State Finance Act. For any budgeted fund for which expenditures are expected to exceed revenues in the current fiscal year, the deficit shall be considered as a use of funds in the budgeted fiscal year.

Revenues and expenditures shall also include transfers between funds that are based on revenues received or costs incurred during the budget year.

Appropriations for expenditures shall also include all anticipated statutory continuing appropriation obligations that are expected to be incurred during the budgeted fiscal year.

By March 15 of each year, the Commission on Government Forecasting and Accountability shall prepare revenue and fund transfer estimates in accordance with the requirements of this Section and report those estimates to the General Assembly and the Governor.

For all funds other than the budgeted funds, the proposed expenditures shall not exceed funds estimated to be available for the fiscal year as shown in the budget. Appropriation for a fiscal year shall not exceed funds estimated by the General Assembly to be available during that year.

(b) This subsection applies only to the process for the proposed fiscal year 2011 budget.

By February 24, 2010, the Governor must file a written report with the Secretary of the Senate and the Clerk of the House of Representatives containing the following:

(1) for fiscal year 2010, the revenues for all budgeted funds, both actual to date and estimated for the full fiscal year;

(2) for fiscal year 2010, the expenditures for all budgeted funds, both actual to date and estimated for the full fiscal year;

(3) for fiscal year 2011, the estimated revenues for all budgeted funds, including without limitation the affordable General Revenue Fund appropriations, for the full fiscal year; and

(4) for fiscal year 2011, an estimate of the anticipated liabilities for all budgeted funds, including without limitation the affordable General Revenue Fund appropriations, debt service on bonds issued, and the State's contributions to the pension systems, for the full fiscal year.

Between February 24, 2010 and March 10, 2010, the members of the General Assembly may make

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written budget recommendations to the Governor, and the Governor shall promptly make those recommendations available to the public through the Governor's Internet website.
(Source: P.A. 96-1, eff. 2-17-09; 96-320, eff. 1-1-10; revised 9-4-09.)

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

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

YEAS 31; NAYS 20.

The following voted in the affirmative:

Collins	Haine	Lightford	Schoenberg
Crotty	Harmon	Link	Silverstein
DeLeo	Holmes	Maloney	Steans
Delgado	Hunter	Martinez	Sullivan
Demuzio	Hutchinson	Muñoz	Trotter
Forby	Jones, E.	Noland	Wilhelmi
Frerichs	Koehler	Raoul	Mr. President
Garrett	Kotowski	Sandoval	

The following voted in the negative:

Althoff	Cronin	Lauzen	Rutherford
Bivins	Dahl	Luechtefeld	Syverson
Bomke	Dillard	McCarter	
Bond	Duffy	Millner	
Brady	Hultgren	Murphy	
Burzynski	Jones, J.	Radogno	

The motion prevailed.

And the amendment was adopted and ordered printed.

Senator Cullerton offered the following amendment and moved its adoption:

AMENDMENT NO. 3 TO HOUSE BILL 2240

AMENDMENT NO. 3. Amend House Bill 2240, AS AMENDED, with reference to page and line numbers of Senate Amendment No. 2, on page 5, line 14, after "Assembly", by inserting "and members of the public".

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

YEAS 33; NAYS 17.

The following voted in the affirmative:

Bond	Haine	Link	Silverstein
Brady	Harmon	Maloney	Steans
Crotty	Holmes	Martinez	Sullivan
DeLeo	Hunter	Muñoz	Trotter
Delgado	Hutchinson	Noland	Wilhelmi
Demuzio	Jones, E.	Raoul	Mr. President
Forby	Koehler	Risinger	
Frerichs	Kotowski	Sandoval	
Garrett	Lightford	Schoenberg	

The following voted in the negative:

Althoff	Dillard	Luechtefeld	Rutherford
Bivins	Duffy	McCarter	Syverson

Burzynski	Hultgren	Millner
Cronin	Jones, J.	Murphy
Dahl	Lauzen	Radogno

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Cullerton, **House Bill No. 2240**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

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

YEAS 31; NAYS 21.

The following voted in the affirmative:

Collins	Haine	Lightford	Schoenberg
Crotty	Harmon	Link	Silverstein
DeLeo	Holmes	Maloney	Steans
Delgado	Hunter	Martinez	Sullivan
Demuzio	Hutchinson	Muñoz	Trotter
Forby	Jones, E.	Noland	Wilhelmi
Frerichs	Koehler	Raoul	Mr. President
Garrett	Kotowski	Sandoval	

The following voted in the negative:

Althoff	Cronin	Lauzen	Risinger
Bivins	Dahl	Luechtefeld	Rutherford
Bomke	Dillard	McCarter	Syverson
Bond	Duffy	Millner	
Brady	Hultgren	Murphy	
Burzynski	Jones, J.	Radogno	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendments adopted thereto.

ANNOUNCEMENT ON ATTENDANCE

Senator Harmon announced for the record that Senator Clayborne was absent due to district business.

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 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. 4667

[February 10, 2010]

A bill for AN ACT concerning transportation.

HOUSE BILL NO. 4698

A bill for AN ACT concerning business.

HOUSE BILL NO. 4738

A bill for AN ACT concerning criminal law.

Passed the House, February 10, 2010.

MARK MAHONEY, Clerk of the House

The foregoing **House Bills Numbered 4667, 4698 and 4738** were taken up, ordered printed and placed on first reading.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILL ON SECRETARY'S DESK

On motion of Senator Link, **Senate Bill No. 321**, with House Amendments numbered 1, 2 and 3 on the Secretary's Desk, was taken up for immediate consideration.

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

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

YEAS 40; NAYS 5; Present 1.

The following voted in the affirmative:

Bomke	Garrett	Lightford	Silverstein
Bond	Haine	Link	Steans
Brady	Harmon	Luechtefeld	Sullivan
Collins	Holmes	Maloney	Syverson
Cronin	Hunter	Martinez	Trotter
Crotty	Hutchinson	Millner	Wilhelmi
DeLeo	Jones, E.	Muñoz	Mr. President
Delgado	Jones, J.	Noland	
Demuzio	Koehler	Radogno	
Forby	Kotowski	Raoul	
Frerichs	Lauzen	Schoenberg	

The following voted in the negative:

Bivins	Dahl	Hultgren
Burzynski	Duffy	

The following voted present:

Dillard

The motion prevailed.

And the Senate concurred with the House in the adoption of their Amendments numbered 1, 2 and 3 to **Senate Bill No. 321**.

Ordered that the Secretary inform the House of Representatives thereof.

RESOLUTIONS CONSENT CALENDAR

SENATE RESOLUTION NO. 586

Offered by Senator John Jones and all Senators:

Mourns the death of U.S. Marine Corps Corporal Jamie Russel Lowe of Johnsonville.

[February 10, 2010]

SENATE RESOLUTION NO. 587

Offered by Senator Dahl and all Senators:
Mourns the death of Arthur W. Hustis of Marseilles.

SENATE RESOLUTION NO. 588

Offered by Senator Link and all Senators:
Mourns the death of Mary T. Oglesby of Gurnee.

SENATE RESOLUTION NO. 589

Offered by Senator Lauzen and all Senators:
Mourns the death of Joseph Rago of Geneva.

SENATE RESOLUTION NO. 590

Offered by Senator Lauzen and all Senators:
Mourns the death of Mircea Sabau.

SENATE RESOLUTION NO. 591

Offered by Senator Lauzen and all Senators:
Mourns the death of Kenneth Frank Lindgren of Aurora.

SENATE RESOLUTION NO. 592

Offered by Senator Lauzen and all Senators:
Mourns the death of John Stolarz of Batavia.

SENATE RESOLUTION NO. 593

Offered by Senator Maloney and all Senators:
Mourns the death of Mary Patricia Carroll.

SENATE RESOLUTION NO. 594

Offered by Senator Althoff and all Senators:
Mourns the death of Chester Thomas Zanck of Woodstock, formerly of Crystal Lake and Lake in the Hills.

SENATE RESOLUTION NO. 595

Offered by Senator Dillard and all Senators:
Mourns the death of Chicago Sun-Times columnist Bill Gleason.

SENATE RESOLUTION NO. 596

Offered by Senator Clayborne and all Senators:
Mourns the death of Mercerline Dye of East St. Louis.

SENATE RESOLUTION NO. 597

Offered by Senator Link and all Senators:
Mourns the death of Victoria Grom of Gurnee and Waukegan.

SENATE RESOLUTION NO. 598

Offered by Senator Link and all Senators:
Mourns the death of Frank Anthony DeGrazia of Libertyville and Lake Bluff.

SENATE RESOLUTION NO. 599

Offered by Senator Muñoz and all Senators:
Mourns the death of Jack G. Wallenda, Sr., of Chicago.

SENATE RESOLUTION NO. 600

Offered by Senators Risinger – Koehler and all Senators:
Mourns the death of Brad Horton of Edwards.

SENATE RESOLUTION NO. 601

Offered by Senator Hunter and all Senators:

Mourns the death of Mycal Jerron Hunter of Chicago.

SENATE RESOLUTION NO. 602

Offered by Senator Radogno and all Senators:
Mourns the death of Edward F. Dillard, Jr., of Hinsdale.

SENATE RESOLUTION NO. 603

Offered by Senator Lauzen and all Senators:
Mourns the death of Nancy Marie Leonardi of Aurora.

SENATE RESOLUTION NO. 604

Offered by Senator Lauzen and all Senators:
Mourns the death of Leon F. Gramley of Kaneville.

SENATE RESOLUTION NO. 606

Offered by Senator Bond and all Senators:
Mourns the death of James C. Termini of Fox Lake and Ingleside.

SENATE RESOLUTION NO. 607

Offered by Senator Demuzio and all Senators:
Mourns the death of Linda Joyce Reiher of Carlinville.

SENATE RESOLUTION NO. 608

Offered by Senator Demuzio and all Senators:
Mourns the death of Marvine Joyce Klopmeier of Bethalto.

SENATE RESOLUTION NO. 610

Offered by Senator Link and all Senators:
Mourns the death of David J. Miller of Paddock Lake.

SENATE RESOLUTION NO. 611

Offered by Senator Link and all Senators:
Mourns the death of John E. Schulien, D.D.S., formerly of Libertyville.

SENATE RESOLUTION NO. 612

Offered by Senator Lightford and all Senators:
Mourns the death of Richard Cesar Chirinos of Chicago.

SENATE RESOLUTION NO. 613

Offered by Senator Wilhelmi and all Senators:
Mourns the death of J. S. Army Specialist Kyle James Wright of Romeoville.

SENATE RESOLUTION NO. 614

Offered by Senator McCarter and all Senators:
Mourns the death of Dr. John "Rocky" White of Decatur.

SENATE RESOLUTION NO. 615

Offered by Senator Link and all Senators:
Mourns the death of Eugene R. Powell of Benton.

SENATE RESOLUTION NO. 616

Offered by Senator Wilhelmi and all Senators:
Mourns the death of Shirley E. Fish of Joliet.

SENATE RESOLUTION NO. 617

Offered by Senator Wilhelmi and all Senators:
Mourns the death of Estelle Lillian Erickson of Lakeside.

SENATE RESOLUTION NO. 618

Offered by Senator Wilhelmi and all Senators:
Mourns the death of William A. Crossen III of Joliet.

SENATE RESOLUTION NO. 619

Offered by Senator Wilhelmi and all Senators:
Mourns the death of Leanne Mudron of Joliet.

SENATE RESOLUTION NO. 620

Offered by Senator Wilhelmi and all Senators:
Mourns the death of James T. Sweeney of Crest Hill.

SENATE RESOLUTION NO. 622

Offered by Senator Demuzio and all Senators:
Mourns the death of William W. Patton of Girard.

SENATE RESOLUTION NO. 623

Offered by Senator Demuzio and all Senators:
Mourns the death of Manning Lynn Kessinger of Carlinville.

SENATE RESOLUTION NO. 624

Offered by Senator Demuzio and all Senators:
Mourns the death of Lynda Kay McKay, formerly of Carlinville.

SENATE RESOLUTION NO. 626

Offered by Senator J. Sullivan and all Senators:
Mourns the death of Bill Hamrick, Jr., of Augusta.

SENATE RESOLUTION NO. 627

Offered by Senator Frerichs and all Senators:
Mourns the death of Janet Sue Park of Penfield.

SENATE RESOLUTION NO. 628

Offered by Senator Kotowski and all Senators:
Mourns the death of Margaret Mary “Margie” Seeberg.

SENATE RESOLUTION NO. 629

Offered by Senator Kotowski and all Senators:
Mourns the death of William W. Haig.

SENATE RESOLUTION NO. 630

Offered by Senator Kotowski and all Senators:
Mourns the death of Carl R. Hansen of Mount Prospect.

SENATE RESOLUTION NO. 631

Offered by Senator Lightford and all Senators:
Mourns the death of Joyce Ann Pittman.

SENATE RESOLUTION NO. 632

Offered by Senators Bivins – Risinger and all Senators:
Mourns the death of Ed Ryan.

The Chair moved the adoption of the Resolutions Consent Calendar. The motion prevailed, and the resolutions were adopted.

PRESENTATION OF RESOLUTION

Senator Schoenberg offered the following Senate Joint Resolution and, having asked and obtained unanimous consent to suspend the rules for its immediate consideration, moved its adoption:

[February 10, 2010]

SENATE JOINT RESOLUTION NO. 93

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that when the two Houses adjourn on Wednesday, February 10, 2010, the Senate stands adjourned until Thursday, February 11, 2010, in perfunctory session; and when it adjourns on that day, it stands adjourned until Tuesday, February 16, 2010, at 12:00 o'clock noon; and the House of Representatives stands adjourned until Thursday, February 11, 2010, at 11:00 o'clock a.m., and when it adjourns on that day, it stands adjourned until Tuesday, February 16, 2010, at 1:00 o'clock p.m.

The motion prevailed.

And the resolution was adopted.

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

At the hour of 3:29 o'clock p.m., pursuant to **Senate Joint Resolution No. 93**, the Senate stand adjourned until Thursday, February 11, 2010, in perfunctory session.