



# **SENATE JOURNAL**

**STATE OF ILLINOIS**

**NINETY-SEVENTH GENERAL ASSEMBLY**

**39TH LEGISLATIVE DAY**

**Perfunctory Session**

**MONDAY, MAY 9, 2011**

**4:05 O'CLOCK P.M.**

**SENATE**  
**Daily Journal Index**  
**39th Legislative Day**

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The Senate met pursuant to adjournment.  
Pursuant to Senate Rule 2-5(c)2, the Secretary of the Senate conducted the perfunctory session.  
Silent prayer was observed.

**REPORTS RECEIVED**

The Secretary placed before the Senate the following reports:

Law Enforcement Camera Grant Act Report, submitted by the Roscoe Police Department.

Report Pursuant to Public Act 87-552 (Flex time), submitted by the Department of Natural Resources.

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

**LEGISLATIVE MEASURES FILED**

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

Senate Committee Amendment No. 1 to House Joint Resolution 27

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

- Senate Committee Amendment No. 2 to House Bill 299
- Senate Committee Amendment No. 1 to House Bill 653
- Senate Committee Amendment No. 1 to House Bill 880
- Senate Committee Amendment No. 1 to House Bill 1462
- Senate Committee Amendment No. 1 to House Bill 1466
- Senate Committee Amendment No. 1 to House Bill 1571
- Senate Committee Amendment No. 1 to House Bill 1600
- Senate Committee Amendment No. 1 to House Bill 1960
- Senate Committee Amendment No. 1 to House Bill 2086
- Senate Committee Amendment No. 1 to House Bill 2362
- Senate Committee Amendment No. 1 to House Bill 2927
- Senate Committee Amendment No. 1 to House Bill 3012
- Senate Committee Amendment No. 1 to House Bill 3022
- Senate Committee Amendment No. 1 to House Bill 3274
- Senate Committee Amendment No. 1 to House Bill 3425

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

- Senate Floor Amendment No. 2 to House Bill 220
- Senate Floor Amendment No. 1 to House Bill 363
- Senate Floor Amendment No. 1 to House Bill 2397

**MESSAGE FROM THE PRESIDENT**

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

JOHN J. CULLERTON

327 STATE CAPITOL

[May 9, 2011]

SENATE PRESIDENT

SPRINGFIELD, ILLINOIS 62706  
217-782-2728

May 6, 2011

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

Dear Madam Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby establish May 31, 2011 as the 3<sup>rd</sup> Reading deadline for the following Senate Bills:

59, 102, 171, 176, 230, 231, 260, 261, 263, 335, 337, 340, 341, 342, 404, 405, 513, 514, 544, 545, 546, 623, 629, 633, 668, 669, 675, 677, 747, 748, 755, 756, 764, 765, 771, 772, 800, 801, 806, 807, 820, 821, 829, 830, 842, 843, 865, 880, 881, 912, 913, 922, 923, 927, 928, 932, 933, 942, 943, 961, 962, 1007, 1008, 1017, 1018, 1022, 1023, 1044, 1045, 1046, 1062, 1063, 1076, 1077, 1124, 1125, 1128, 1129, 1134, 1135, 1151, 1152, 1192, 1193, 1197, 1198, 1202, 1203, 1305, 1750, 2170, 2255, 2299, 2300, 2302, and 2303.

Sincerely,  
s/John J. Cullerton  
John J. Cullerton  
Senate President

cc: Senate Republican Leader Christine Radogno

#### **JOINT ACTION MOTION FILED**

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

Motion to Concur in House Amendment 1 to Senate Bill 1602

#### **PRESENTATION OF RESOLUTIONS**

##### **SENATE RESOLUTION NO. 219**

Offered by Senator Brady and all Senators:  
Mourns the death of Sally F. Hill of Bloomington.

##### **SENATE RESOLUTION NO. 221**

Offered by Senator Harmon and all Senators:  
Mourns the death of James Eirtheim of Pequot Lakes, Minnesota, formerly of Oak Park.

By direction of the Secretary, the foregoing resolutions were referred to the Resolutions Consent Calendar.

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

##### **SENATE RESOLUTION NO. 220**

[May 9, 2011]

WHEREAS, Proper pavement preservation and maintenance has gained national attention throughout the past decade as a critical part of any comprehensive plan to maintain highway systems; and

WHEREAS, The National Center for Pavement Preservation was opened in October of 2003, with the mission of promoting sensible pavement preservation strategies nationwide; and

WHEREAS, On October 8, 2004, the Federal Highway Administration put out a policy memorandum titled "Preventive Maintenance Eligibility" that stated the following: "Experience has shown that when properly applied, preventive maintenance is a cost effective way of extending the service life of highway assets and therefore is eligible for Federal-Aid funding. By using lower-cost system preservation methods, states can improve system conditions, minimize road construction impacts on traveling public, and better manage their resources. Preventive maintenance offers State DOT's a way of increasing the return on their infrastructure investment"; and

WHEREAS, The Federal Highway Administration supports the development and conduct of efficient pavement preservation programs which address pavements in good condition before the onset of serious damage and allow states to reduce costly, time-consuming rehabilitation and reconstruction projects with improved safety and mobility, reduced congestion, and smoother, longer lasting pavements; and

WHEREAS, The treatments and activities commonly defined as preventive maintenance include: joint repairs, crack seals, pavement patching, and thin surface treatments such as chip-seals, ultra-thin hot-mix, and micro-surfacing; and

WHEREAS, The Indiana Department of Transportation's own study reveals that every dollar spent on preventive maintenance saves the user agency ten dollars down the line in rehabilitation and reconstruction costs; and

WHEREAS, The Foundation for Pavement Preservation, a non-profit consortium of industry and government groups, confirmed the results of a Michigan Department of Transportation study of its pavement preservation program, which was implemented in 1992 and evaluated in 1996; had the Department of Transportation not implemented its preventative maintenance strategy, the Department of Transportation would have to spend \$700 million on rehabilitation and construction to bring pavements to their current conditions, a cost more than 8 times as much as was spent on preventative maintenance treatment; and

WHEREAS, Benefits and attributes of implementing a pavement preservation program include no extra increase in budget, an increase in pavement network condition, increased user satisfaction, improvements in system safety, reduced cost per mile expenditures, a lowered life-cycle cost, no decrease in hot-mix or concrete volumes, no decrease in the number of industry jobs, and freeing up additional cost resources for other rehabilitation and construction; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we encourage furthering the effort to create a comprehensive pavement preservation and maintenance plan in Illinois; and be it further

RESOLVED, That we commend the Illinois Department of Transportation for initiating Illinois' first pavement preservation program in 2004, and we recommend that the Illinois Department of Transportation further develop a full scale pavement preservation program; and be it further

RESOLVED, That we recommend that the Illinois State Toll Highway Authority adopt a similar pavement preservation program; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the Secretary of the Illinois Department of Transportation and the Chairman of the Illinois State Toll Highway Authority.

#### **MESSAGE FROM THE HOUSE**

A message from the House by

[May 9, 2011]

Mr. Mahoney, Clerk:

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

HOUSE BILL NO. 2107

A bill for AN ACT concerning appropriations.

Passed the House, May 6, 2011.

MARK MAHONEY, Clerk of the House

The foregoing **House Bill No. 2107** was taken up, ordered printed and placed on first reading.

**READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME**

**House Bill No. 2972**, sponsored by Senator Cullerton, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 3340**, sponsored by Senator Haine, was taken up, read by title a first time and referred to the Committee on Assignments.

At the hour of 4:07 o'clock p.m., pursuant to **House Joint Resolution No. 33** and the directive of the Senate President, the Chair announced the Senate stand adjourned until Tuesday, May 10, 2011, at 12:00 o'clock noon.