

**STATE OF ILLINOIS**



# **HOUSE JOURNAL**

**HOUSE OF REPRESENTATIVES**

**NINETY-THIRD GENERAL ASSEMBLY**

**118TH LEGISLATIVE DAY**

**THURSDAY, APRIL 22, 2004**

**12:00 O'CLOCK NOON**

**HOUSE OF REPRESENTATIVES**  
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The House met pursuant to adjournment.

Representative Turner in the chair.

Prayer by Reverend Festus Umeojiego with the Unity Church in Evanston, IL.

Representative Bailey led the House in the Pledge of Allegiance.

By direction of the Speaker, a roll call was taken to ascertain the attendance of Members, as follows:

113 present. (ROLL CALL 1)

By unanimous consent, Representatives Bellock, Kelly, Millner, Osmond and Yarbrough were excused from attendance.

#### **TEMPORARY COMMITTEE ASSIGNMENTS**

Representative Nekritz replaced Representative Washington in the Committee on Consumer Protection on April 20, 2004.

Representative Lang replaced Representative Hannig in the Committee on Rules on April 21, 2004.

Representative Phelps replaced Representative Dugan in the Committee on Commerce & Business Development on April 21, 2004.

Representative Granberg replaced Representative Reitz in the Committee on Personnel & Pensions on April 22, 2004.

#### **REPORT FROM THE COMMITTEE ON RULES**

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken earlier today, and reported the same back with the following recommendations:

That the resolutions be reported "recommends be adopted" and be placed on the House Calendar: HOUSE RESOLUTIONS 820 and 825.

The committee roll call vote on the foregoing Legislative Measures is as follows:

3, Yeas; 0, Nays; 0, Answering Present.

Y Currie, Barbara(D), Chairperson

A Hannig, Gary(D)

Y Turner, Arthur(D)

Y Black, William(R)

A Hassert, Brent(R), Republican Spokesperson

#### **COMMITTEE ON RULES REFERRALS**

Representative Currie, Chairperson of the Committee on Rules, reported the following legislative measures and/or joint action motions have been assigned as follows:

Revenue: SENATE BILL 2112; HOUSE AMENDMENT No. 1 to HOUSE BILL 5736.

#### **MOTIONS SUBMITTED**

Representative Krause submitted the following written motion, which was placed on the order of Motions:

##### **MOTION**

Pursuant to Rule 18(g), I move to discharge the Committee on Rules from further consideration of HOUSE BILL 7284 and advance to the order of Second Reading -- Standard Debate..

Representative Black submitted the following written motion, which was placed on the order of Motions:

##### **MOTION**

Pursuant to Rule 18(g), I move to discharge the Committee on Rules from further consideration of HOUSE BILL 7285 and advance to the order of Second Reading -- Standard Debate..

Representative Black submitted the following written motion, which was placed on the order of Motions:

**MOTION**

Pursuant to Rule 18(g), I move to discharge the Committee on Rules from further consideration of HOUSE BILL 7286 and advance to the order of Second Reading -- Standard Debate..

Representative Saviano submitted the following written motion, which was placed on the order of Motions:

**MOTION**

Pursuant to Rule 18(g), I move to discharge the Committee on Rules from further consideration of SENATE BILL 1648 and advance to the order of Second Reading -- Standard Debate.

Representative Saviano submitted the following written motion, which was placed on the order of Motions:

**MOTION**

Pursuant to Rule 18(g), I move to discharge the Committee on Rules from further consideration of SENATE BILL 2271 and advance to the order of Second Reading -- Standard Debate.

Representative Saviano submitted the following written motion, which was placed on the order of Motions:

**MOTION**

Pursuant to Rule 18(g), I move to discharge the Committee on Rules from further consideration of SENATE BILL 2528 and advance to the order of Second Reading -- Standard Debate.

Representative Saviano submitted the following written motion, which was placed on the order of Motions:

**MOTION**

Pursuant to Rule 18(g), I move to discharge the Committee on Rules from further consideration of SENATE BILL 2887 and advance to the order of Second Reading -- Standard Debate.

Representative Saviano submitted the following written motion, which was placed on the order of Motions:

**MOTION**

Pursuant to Rule 18(g), I move to discharge the Committee on Rules from further consideration of SENATE BILL 3004 and advance to the order of Second Reading -- Standard Debate.

Representative Saviano submitted the following written motion, which was placed on the order of Motions:

**MOTION**

Pursuant to Rule 18(g), I move to discharge the Committee on Rules from further consideration of SENATE BILL 3090 and advance to the order of Second Reading -- Standard Debate.

Representative Saviano submitted the following written motion, which was placed on the order of Motions:

**MOTION**

Pursuant to Rule 18(g), I move to discharge the Committee on Rules from further consideration of SENATE BILL 2108 and advance to the order of Second Reading -- Standard Debate.

#### **REQUEST FOR STATE MANDATES FISCAL NOTE**

Representative Black requested that a State Mandates Fiscal Note be supplied for HOUSE BILL 6848, as amended.

#### **REQUEST FOR HOME RULE NOTE**

Representative Black requested that a Home Rule Note be supplied for HOUSE BILL 6848, as amended.

#### **REQUEST FOR HOUSING AFFORDABILITY IMPACT NOTE**

Representative Black requested that a Housing Affordability Impact Note be supplied for HOUSE BILL 6848, as amended.

#### **REQUEST FOR LAND CONVEYANCE APPRAISAL NOTE**

Representative Black requested that a Land Conveyance Appraisal Note be supplied for HOUSE BILL 6848, as amended.

#### **JUDICIAL NOTE SUPPLIED**

A Judicial Note has been supplied for SENATE BILL 2339.

#### **FISCAL NOTES SUPPLIED**

Fiscal Note has been supplied for HOUSE BILL 5831, as amended, and SENATE BILL 2551, as amended.

#### **MESSAGES FROM THE SENATE**

A message from the Senate by  
Ms. Hawker, Secretary:

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

#### **SENATE JOINT RESOLUTION NO. 58**

WHEREAS, Termination of parental rights and subsequent adoption of minor children fails to recognize the importance to children of maintaining ties to siblings and is a severing of all sibling contact; and

WHEREAS, There are over 500,000 children in foster care in the United States, 55% to 69% have siblings, 30% have 4 or more siblings; and

WHEREAS, Only 26 states address the sibling relationship in legislation; 61% of children with siblings are placed with at least one sibling; this is good news; and

WHEREAS, Only 38% of children with siblings are placed with all of their siblings; current estimates indicate that 75% of sibling groups end up living apart after they enter foster care; and

WHEREAS, The policy of the State of Illinois mandates that contact be maintained between siblings pre-termination while they are in foster care or youth in care and provides for possible contact post majority via the Illinois Adoption Registry and Medical Information Exchange; and

WHEREAS, The General Assembly recognizes that generally it is in the best interests of children to

maintain continuing contact after termination of parental rights; and

WHEREAS, The General Assembly recognizes efforts to maintain sibling bonds will diminish the negative impact termination of parental rights has on sibling relationships; and

WHEREAS, The General Assembly recognizes the challenges in providing continuing contact among siblings once parental rights have been terminated; and

WHEREAS, The General Assembly recognizes that the importance of maintaining continuing contact among siblings warrants further study and consideration to develop policies and programs which best address the needs of children affected by the severing of sibling ties; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that within 90 days after the adoption of this joint resolution, there shall be created a Sibling Post-Adoption Continuing Contact Governor's Joint Task Force to study and make recommendations regarding post-termination sibling contact; and be it further

RESOLVED, That the Governor's Joint Task Force shall consist of 20 members appointed as follows: four legislative members, one each appointed by the President of the Senate, the Minority Leader of the Senate, the Speaker of the House of Representatives, and the Minority Leader of the House of Representatives; 15 members appointed by the Governor as follows: one member from each of the Department of Children and Family Services' six Regional Youth Advisory Boards; one Statewide Youth Advisory Board alumnus; three members from the Adoption Advisory Council; three members from the Statewide Foster Care Council; and two Youth Advisory Board Coordinators; and the Director of Children and Family Services or his or her designee; all of whom shall serve without compensation; and be it further

RESOLVED, That the President of the Senate and the Speaker of the House of Representatives shall each designate one member to serve as co-chairs of the Joint Task Force; and that the Task Force shall meet as often as necessary to accomplish its objectives, but at least four times; and be it further

RESOLVED, That the Joint Task Force shall examine issues including, but not limited to: (1) establishing policies and programs regarding post-adoption contact that serve the best interests of children and respect the rights of adoptive parents, (2) determining the appropriate forum for hearing disputes in individual cases, and (3) to study and make recommendations to the General Assembly regarding continuing sibling contact post-adoption including, but not limited to, visitation, contact via telephone, and contact via mail including e-mail; and be it further

RESOLVED, That the Joint Task Force shall hold public hearings on the subject of post-adoption contact; and be it further

RESOLVED, That the Task Force shall make recommendations regarding rights of children to maintain continuing contact with siblings post-termination of parental rights and post-adoption and shall deliver to the General Assembly and the Governor a final report with its recommendations within one year of the effective date of the creation of the Joint Task Force.

Adopted by the Senate, April 22, 2004.

Linda Hawker, Secretary of the Senate

The foregoing message from the Senate reporting their adoption of SENATE JOINT RESOLUTION 58 was placed in the Committee on Rules.

A message from the Senate by

Ms. Hawker, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the adoption of the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 15

Concurred in the Senate, April 22, 2004.

Linda Hawker, Secretary of the Senate



A message from the Senate by  
 Ms. Hawker, Secretary:  
 Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the adoption of the following joint resolution, to-wit:  
 HOUSE JOINT RESOLUTION NO. 34  
 Together with the attached amendment thereto, in the adoption of which I am instructed to ask the concurrence of the House, to-wit:  
 Senate Amendment No. 1 to HOUSE JOINT RESOLUTION NO. 34  
 Concurred in the Senate, as amended, April 22, 2004.

Linda Hawker, Secretary of the Senate

HOUSE JOINT RESOLUTION NO. 34  
 SENATE AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Joint Resolution 34 on page 1, lines 22 and 28, by replacing "First Person Consent" each time it appears with "Donor Authorization"; and on page 2, lines 1 and 2, by replacing "First Person Consent" each time it appears with "Donor Authorization"; and on page 2, lines 31 and 32, by replacing "First Person Consent" with "Donor Authorization"; and on page 3, line 1, by replacing "First Person" with "Illinois Donor Authorization"; and on page 3, lines 2, 9, and 13, by replacing "First Person Consent" each time it appears with "Donor Authorization"; and on page 3, lines 15 and 16, by replacing "no later than December 31, 2003" with "on or before December 31, 2004"

A message from the Senate by  
 Ms. Hawker, Secretary:  
 Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the adoption of the following joint resolution, to-wit:  
 HOUSE JOINT RESOLUTION NO. 77  
 Concurred in the Senate, April 22, 2004.

Linda Hawker, Secretary of the Senate

**REPORTS FROM STANDING COMMITTEES**

Representative Osterman, Chairperson, from the Committee on Local Government to which the following were referred, action taken on April 21, 2004, and reported the same back with the following recommendations:

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: SENATE BILL 2151.

That the Floor Amendment be reported "recommends be adopted":  
 Amendment No. 1 to HOUSE BILL 6424.  
 Amendment No. 1 to HOUSE BILL 6437.

The committee roll call vote on Amendment No. 1 to House Bill 6437 is as follows:  
 21, Yeas; 0, Nays; 0, Answering Present.

Y Osterman, Harry(D), Chairperson  
 Y Colvin, Marlow(D), Vice-Chairperson  
 Y Flider, Robert(D)

Y Biggins, Bob(R)  
 Y Davis, William(D)  
 Y Froehlich, Paul(R)

Y Grunloh,William(D)  
 Y Kurtz,Rosemary(R)  
 A Mautino,Frank(D)  
 Y Meyer,James(R)  
 Y Nekritz,Elaine(D)  
 Y Pihos,Sandra(R)  
 Y Ryg,Kathleen(D)  
 Y Sommer,Keith(R)

Y Kelly,Robin(D)  
 Y Mathias,Sidney(R), Republican Spokesperson  
 Y May,Karen(D)  
 Y Moffitt,Donald(R)  
 Y Phelps,Brandon(D)  
 Y Pritchard,Robert(R)  
 Y Slone,Ricca(D)  
 Y Watson,Jim(R)

The committee roll call vote on Senate Bill 2151 is as follows:  
 18, Yeas; 0, Nays; 0, Answering Present.

Y Osterman,Harry(D), Chairperson  
 Y Colvin,Marlow(D), Vice-Chairperson  
 Y Flider,Robert(D)  
 Y Grunloh,William(D)  
 Y Kurtz,Rosemary(R)  
 A Mautino,Frank(D)  
 Y Meyer,James(R)  
 Y Nekritz,Elaine(D)  
 A Pihos,Sandra(R)  
 Y Ryg,Kathleen(D)  
 Y Sommer,Keith(R)

Y Biggins,Bob(R)  
 A Davis,William(D)  
 Y Froehlich,Paul(R)  
 Y Kelly,Robin(D)  
 Y Mathias,Sidney(R), Republican Spokesperson  
 Y May,Karen(D)  
 Y Moffitt,Donald(R)  
 Y Phelps,Brandon(D)  
 A Pritchard,Robert(R)  
 Y Slone,Ricca(D)  
 Y Watson,Jim(R)

The committee roll call vote on Amendment No. 1 to House Bill 6424 is as follows:  
 18, Yeas; 0, Nays; 0, Answering Present.

Y Osterman,Harry(D), Chairperson  
 Y Colvin,Marlow(D), Vice-Chairperson  
 Y Flider,Robert(D)  
 Y Grunloh,William(D)  
 Y Kurtz,Rosemary(R)  
 A Mautino,Frank(D)  
 Y Meyer,James(R)  
 Y Nekritz,Elaine(D)  
 A Pihos,Sandra(R)  
 Y Ryg,Kathleen(D)  
 Y Sommer,Keith(R)

Y Biggins,Bob(R)  
 A Davis,William(D)  
 Y Froehlich,Paul(R)  
 Y Kelly,Robin(D)  
 Y Mathias,Sidney(R), Republican Spokesperson  
 Y May,Karen(D)  
 Y Moffitt,Donald(R)  
 Y Phelps,Brandon(D)  
 A Pritchard,Robert(R)  
 Y Slone,Ricca(D)  
 Y Watson,Jim(R)

Representative Saviano, Chairperson, from the Committee on Registration & Regulation to which the following were referred, action taken on April 21, 2004, and reported the same back with the following recommendations:

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 2395 and 2617.

The committee roll call vote on Senate Bill 2395 is as follows:  
 11, Yeas; 0, Nays; 0, Answering Present.

Y Saviano,Angelo(R), Chairperson  
 A Burke,Daniel(D)  
 Y Davis,Monique(D)  
 Y Fritchey,John(D), Vice-Chairperson  
 Y Kosel,Renee(R)  
 Y Lyons,Eileen(R)  
 Y Millner,John(R)  
 A Reitz,Dan(D)

A Bradley,Richard(D)  
 Y Coulson,Elizabeth(R), Republican Spokesperson  
 A Davis,Steve(D)  
 Y Granberg,Kurt(D)  
 Y Krause,Carolyn(R)  
 Y McAuliffe,Michael(R)  
 Y Mulligan,Rosemary(R)  
 A Sullivan,Ed(R)

The committee roll call vote on Senate Bill 2617 is as follows:  
12, Yeas; 0, Nays; 0, Answering Present.

Y Saviano,Angelo(R), Chairperson	A Bradley,Richard(D)
Y Burke,Daniel(D)	Y Coulson,Elizabeth(R), Republican Spokesperson
Y Davis,Monique(D)	A Davis,Steve(D)
Y Fritchey,John(D), Vice-Chairperson	Y Granberg,Kurt(D)
Y Kosel,Renee(R)	Y Krause,Carolyn(R)
Y Lyons,Eileen(R)	Y McAuliffe,Michael(R)
Y Millner,John(R)	Y Mulligan,Rosemary(R)
A Reitz,Dan(D)	A Sullivan,Ed(R)

Representative Giles, Chairperson, from the Committee on Elementary & Secondary Education to which the following were referred, action taken on April 21, 2004, and reported the same back with the following recommendations:

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 1550, 2115, 2135, 2444, 2732 and 2769.

That the Floor Amendment be reported "recommends be adopted":  
Amendment No. 1 to HOUSE BILL 6058.  
Amendment No. 1 to HOUSE BILL 6063.

The committee roll call vote on Senate Bill 2135 is as follows:  
15, Yeas; 0, Nays; 0, Answering Present.

Y Giles,Calvin(D), Chairperson	Y Bassi,Suzanne(R)
Y Collins,Annazette(D)	Y Colvin,Marlow(D)
Y Currie,Barbara(D)	Y Davis,Monique(D), Vice-Chairperson
Y Eddy,Roger(R)	Y Joyce,Kevin(D)
Y Kosel,Renee(R), Republican Spokesperson	Y Krause,Carolyn(R)
Y Miller,David(D)	Y Mitchell,Jerry(R)
A Moffitt,Donald(R)	A Mulligan,Rosemary(R)
A Osterman,Harry(D)	Y Smith,Michael(D)
Y Watson,Jim(R)	Y Yarbrough,Karen(D)

The committee roll call vote on Senate Bill 1550 and Amendment No.1 to House Bill 6058 is as follows:

18, Yeas; 0, Nays; 0, Answering Present.

Y Giles,Calvin(D), Chairperson	Y Bassi,Suzanne(R)
Y Collins,Annazette(D)	Y Colvin,Marlow(D)
Y Currie,Barbara(D)	Y Davis,Monique(D), Vice-Chairperson
Y Eddy,Roger(R)	Y Joyce,Kevin(D)
Y Kosel,Renee(R), Republican Spokesperson	Y Krause,Carolyn(R)
Y Miller,David(D)	Y Mitchell,Jerry(R)
Y Moffitt,Donald(R)	Y Mulligan,Rosemary(R)
Y Osterman,Harry(D)	Y Smith,Michael(D)
Y Watson,Jim(R)	Y Yarbrough,Karen(D)

The committee roll call vote on Senate Bill 2115, 2444, 2732 and 2769 is as follows:  
17, Yeas; 0, Nays; 0, Answering Present.

Y Giles,Calvin(D), Chairperson	Y Bassi,Suzanne(R)
Y Collins,Annazette(D)	Y Colvin,Marlow(D)
Y Currie,Barbara(D)	Y Davis,Monique(D), Vice-Chairperson
Y Eddy,Roger(R)	Y Joyce,Kevin(D)
Y Kosel,Renee(R), Republican Spokesperson	Y Krause,Carolyn(R)
Y Miller,David(D)	Y Mitchell,Jerry(R)

Y Moffitt,Donald(R)	A Mulligan,Rosemary(R)
Y Osterman,Harry(D)	Y Smith,Michael(D)
Y Watson,Jim(R)	Y Yarbrough,Karen(D)

The committee roll call vote on Amendment No. 1 to House Bill 6063 is as follows:  
17, Yeas; 0, Nays; 0, Answering Present.

Y Giles,Calvin(D), Chairperson	Y Bassi,Suzanne(R)
Y Collins,Annazette(D)	Y Colvin,Marlow(D)
Y Currie,Barbara(D)	Y Davis,Monique(D), Vice-Chairperson
Y Eddy,Roger(R)	Y Joyce,Kevin(D)
Y Kosel,Renee(R), Republican Spokesperson	Y Krause,Carolyn(R)
Y Miller,David(D)	Y Mitchell,Jerry(R)
Y Moffitt,Donald(R)	A Mulligan,Rosemary(R)
Y Osterman,Harry(D)	Y Smith,Michael(D)
Y Watson,Jim(R)	Y Yarbrough,Karen(D)

Representative Feigenholtz, Chairperson, from the Committee on Human Services to which the following were referred, action taken on April 21, 2004, and reported the same back with the following recommendations:

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 2171, 2424 and 2583.

That the Floor Amendment be reported "recommends be adopted":  
Amendment No. 1 to HOUSE BILL 5370.  
Amendment No. 1 to HOUSE BILL 5995.

The committee roll call vote on Senate Bill 2171 and 2583 is as follows:  
6, Yeas; 0, Nays; 0, Answering Present.

Y Delgado,William(D), Chairperson	Y Bellock,Patricia(R), Republican Spokesperson
Y Feigenholtz,Sara(D), Vice-Chairperson	A Flowers,Mary(D)
A Howard,Constance(D)	A Kurtz,Rosemary(R)
Y Lindner,Patricia(R) (Coulson)	Y Ryg,Kathleen(D)
Y Sullivan,Ed(R)	

The committee roll call vote on Senate Bill 2424 is as follows:  
9, Yeas; 0, Nays; 0, Answering Present.

Y Delgado,William(D), Chairperson	Y Bellock,Patricia(R), Republican Spokesperson
Y Feigenholtz,Sara(D), Vice-Chairperson	Y Flowers,Mary(D)
Y Howard,Constance(D)	Y Kurtz,Rosemary(R)
Y Lindner,Patricia(R)	Y Ryg,Kathleen(D)
Y Sullivan,Ed(R)	

The committee roll call vote on Amendment No. 1 to House Bill 5370 is as follows:  
6, Yeas; 0, Nays; 1, Answering Present.

A Delgado,William(D), Chairperson	Y Bellock,Patricia(R), Republican Spokesperson
Y Feigenholtz,Sara(D), Vice-Chairperson	A Flowers,Mary(D)
Y Howard,Constance(D)	Y Kurtz,Rosemary(R)
Y Lindner,Patricia(R) (Coulson)	Y Ryg,Kathleen(D)
P Sullivan,Ed(R)	

The committee roll call vote on Amendment No. 1 to House Bill 5995 is as follows:  
6, Yeas; 1, Nays; 1, Answering Present.

A Delgado,William(D), Chairperson	Y Bellock,Patricia(R), Republican Spokesperson
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P Feigenholtz,Sara(D), Vice-Chairperson	N Flowers,Mary(D)
Y Howard,Constance(D)	Y Kurtz,Rosemary(R)
Y Lindner,Patricia(R)	Y Ryg,Kathleen(D)
Y Sullivan,Ed(R)	

Representative Lang, Chairperson, from the Committee on Gaming to which the following were referred, action taken on April 21, 2004, and reported the same back with the following recommendations:

That the bill be reported “do pass” and be placed on the order of Second Reading-- Short Debate: SENATE BILL 2460.

The committee roll call vote on Senate Bill 2460 is as follows:

12, Yeas; 0, Nays; 0, Answering Present.

Y Lang,Lou(D), Chairperson	Y Beaubien,Mark(R)
Y Berrios,Maria(D)	Y Boland,Mike(D)
A Capparelli,Ralph(D)	Y Dunkin,Kenneth(D)
Y Dunn,Joe(R)	A Hassert,Brent(R)
Y Molaro,Robert(D), Vice-Chairperson	Y Pankau,Carole(R)
Y Rita,Robert(D)	Y Schmitz,Timothy(R)
Y Scully,George(D)	Y Stephens,Ron(R), Republican Spokesperson

Representative Franks, Chairperson, from the Committee on State Government Administration to which the following were referred, action taken on April 21, 2004, and reported the same back with the following recommendations:

That the bill be reported “do pass” and be placed on the order of Second Reading-- Short Debate: SENATE BILL 2167.

That the bill be reported “do pass” and be placed on the order of Second Reading-- Standard Debate: SENATE BILL 2236.

That the bill be reported “do pass as amended” and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 7019.

That the Floor Amendment be reported “recommends be adopted”:

Amendments numbered 3, 4 and 5 to HOUSE BILL 6848.

The committee roll call vote on Amendments Numbered 3, 4, and 5 to House Bill 6848 is as follows:

10, Yeas; 0, Nays; 0, Answering Present.

Y Franks,Jack(D), Chairperson	Y Brady,Dan(R)
Y Brauer,Rich(R) (Bost)	Y Chapa LaVia,Linda(D)
Y Jakobsson,Naomi(D)	Y Lindner,Patricia(R)
Y Myers,Richard(R), Republican Spokesperson	A Rose,Chapin(R) (Schmitz)
Y Smith,Michael(D), Vice-Chairperson	Y Verschoore,Patrick(D)
Y Washington,Eddie(D)	

The committee roll call vote on House Bill 7019 is as follows:

11, Yeas; 0, Nays; 0, Answering Present.

Y Franks,Jack(D), Chairperson	Y Brady,Dan(R)
Y Brauer,Rich(R)	Y Chapa LaVia,Linda(D)
Y Jakobsson,Naomi(D)	Y Lindner,Patricia(R)
Y Myers,Richard(R), Republican Spokesperson	Y Rose,Chapin(R)
Y Smith,Michael(D), Vice-Chairperson	Y Verschoore,Patrick(D)
Y Washington,Eddie(D)	

The committee roll call vote on Senate Bill 2236 is as follows:

6, Yeas; 5, Nays; 0, Answering Present.

Y Franks,Jack(D), Chairperson	N Brady,Dan(R)
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N Brauer,Rich(R) (Bost)	Y Chapa LaVia,Linda(D)
Y Jakobsson,Naomi(D)	N Lindner,Patricia(R)
N Myers,Richard(R), Republican Spokesperson	N Rose,Chapin(R) (Schmitz)
Y Smith,Michael(D), Vice-Chairperson	Y Verschoore,Patrick(D)
Y Washington,Eddie(D)	

The committee roll call vote on Senate Bill 2167 is as follows:  
11, Yeas; 0, Nays; 0, Answering Present.

Y Franks,Jack(D), Chairperson	Y Brady,Dan(R)
Y Brauer,Rich(R) (Bost)	Y Chapa LaVia,Linda(D)
Y Jakobsson,Naomi(D)	Y Lindner,Patricia(R)
Y Myers,Richard(R), Republican Spokesperson	Y Rose,Chapin(R) (Schmitz)
Y Smith,Michael(D), Vice-Chairperson	Y Verschoore,Patrick(D)
Y Washington,Eddie(D)	

Representative Scully, Chairperson, from the Committee on Commerce & Business Development to which the following were referred, action taken on April 21, 2004, and reported the same back with the following recommendations:

That the Floor Amendment be reported "recommends be adopted":  
Amendment No. 1 to HOUSE BILL 6078.

The committee roll call vote on Amendment No. 1 to House Bill 6078 is as follows:  
15, Yeas; 0, Nays; 0, Answering Present.

Y Scully,George(D), Chairperson	Y Aguilar,Frank(R)
Y Bradley,John(D)	Y Chapa LaVia,Linda(D)
Y Dugan,Lisa(D) (Phelps)	Y Dunkin,Kenneth(D), Vice-Chairperson
A Flider,Robert(D)	A Flowers,Mary(D)
Y Gordon,Careen(D)	Y Grunloh,William(D)
Y Kelly,Robin(D)	A Miller,David(D)
A Mitchell,Jerry(R)	Y Moffitt,Donald(R)
A Pihos,Sandra(R)	Y Poe,Raymond(R)
Y Sacia,Jim(R)	Y Soto,Cynthia(D)
Y Watson,Jim(R), Republican Spokesperson	Y Winters,Dave(R)
A Younge,Wyvetter(D)	

Representative Holbrook, Chairperson, from the Committee on Environment & Energy to which the following were referred, action taken on April 21, 2004, and reported the same back with the following recommendations:

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 2320 and 2551.

That the Floor Amendment be reported "recommends be adopted":  
Amendment No. 1 to HOUSE BILL 5831.  
Amendment No. 1 to HOUSE BILL 5960.

The committee roll call vote on Senate Bill 2320, 2551 and Amendment No. 1 to House Bills 5831 and 5960 is as follows:  
13, Yeas; 0, Nays; 0, Answering Present.

Y Holbrook,Thomas(D), Chairperson	Y Bradley,Richard(D)
Y Churchill,Robert(R)	Y Collins,Annazette(D)
Y Davis,Steve(D)	Y Hamos,Julie(D)
A Joyce,Kevin(D)	Y Kosel,Renee(R)
Y Leitch,David(R)	Y Meyer,James(R), Republican Spokesperson
Y Parke,Terry(R)	Y Reitz,Dan(D)
Y Slone,Ricca(D), Vice-Chairperson	Y Tenhouse,Art(R) (Dunn)

Representative McAuliffe, Chairperson, from the Committee on Veterans Affairs to which the following were referred, action taken earlier today, and reported the same back with the following recommendations:

That the bill be reported “do pass” and be placed on the order of Second Reading-- Short Debate: SENATE BILL 2526.

The committee roll call vote on Senate Bill 2526 is as follows:

16, Yeas; 0, Nays; 0, Answering Present.

Y McAuliffe,Michael(R), Chairperson	Y Acevedo,Edward(D)
Y Bost,Mike(R)	Y Chapa LaVia,Linda(D)
Y Dugan,Lisa(D)	Y Flider,Robert(D)
Y Fritchey,John(D)	Y Grunloh,William(D)
Y Mautino,Frank(D), Vice-Chairperson	Y Meyer,James(R)
Y Moffitt,Donald(R)	Y Phelps,Brandon(D)
Y Sacia,Jim(R)	Y Sommer,Keith(R), Republican Spokesperson
Y Stephens,Ron(R)	Y Watson,Jim(R)

Representative McGuire, Chairperson, from the Committee on Aging to which the following were referred, action taken earlier today, and reported the same back with the following recommendations:

That the bill be reported “do pass” and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 2530 and 2726.

That the bill be reported “do pass as amended” and be placed on the order of Second Reading-- Short Debate: SENATE BILL 2845.

The committee roll call vote on Senate Bill 2530, 2726 and 2845 is as follows:

9, Yeas; 0, Nays; 0, Answering Present.

Y McGuire,Jack(D), Chairperson	Y Bassi,Suzanne(R), Republican Spokesperson
A Coulson,Elizabeth(R)	Y Franks,Jack(D)
Y Holbrook,Thomas(D)	Y Jefferson,Charles(D)
A Joyce,Kevin(D)	Y Lyons,Joseph(D), Vice-Chairperson
Y Mathias,Sidney(R)	Y McKeon,Larry(D)
Y Mitchell,Jerry(R)	A Saviano,Angelo(R)
A Wait,Ronald(R)	

Representative Richard Bradley, Chairperson, from the Committee on Personnel & Pensions to which the following were referred, action taken earlier today, and reported the same back with the following recommendations:

That the bill be reported “do pass” and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 5189.

The committee roll call vote on House Bill 5189 is as follows:

6, Yeas; 0, Nays; 0, Answering Present.

Y Bradley,Richard(D), Chairperson	Y Brauer,Rich(R)
A Colvin,Marlow(D)	A Leitch,David(R)
Y McCarthy,Kevin(D)	Y Poe,Raymond(R), Republican Spokesperson
Y Reitz,Dan(D), Vice-Chairperson (Granberg)	Y Schmitz,Timothy(R)
A Smith,Michael(D)	

Representative Delgado, Chairperson, from the Committee on Judiciary II - Criminal Law to which the following were referred, action taken earlier today, and reported the same back with the following recommendations:

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 2124, 2134, 2164, 2337, 2546 and 2809.

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 2607 and 3007.

That the Floor Amendment be reported "recommends be adopted":

Amendment No. 2 to HOUSE BILL 5416.

Amendment No. 1 to HOUSE BILL 6200.

The committee roll call vote on Senate Bills 2134, 2546, 2607 and Amendment No. 1 to House Bill 6200 is as follows:

13, Yeas; 0, Nays; 0, Answering Present.

- |                                      |  |
|--------------------------------------|--|
| Y Delgado,William(D), Co-Chairperson | Y Bailey,Patricia(D)                           |
| Y Bradley,Richard(D)                 | Y Collins,Annazette(D)                         |
| Y Gordon,Careen(D)                   | Y Howard,Constance(D)                          |
| Y Jones,Lovana(D)                    | Y Lindner,Patricia(R), Republican Spokesperson |
| Y Lyons,Eileen(R)                    | Y Millner,John(R) (Schmitz)                    |
| Y Rose,Chapin(R)                     | Y Sacia,Jim(R)                                 |
| Y Wait,Ronald(R)                     |  |

The committee roll call vote on Senate Bill 2124 is as follows:

13, Yeas; 0, Nays; 0, Answering Present.

- |                                      |  |
|--------------------------------------|--|
| Y Delgado,William(D), Co-Chairperson | Y Bailey,Patricia(D)                           |
| Y Bradley,Richard(D)                 | Y Collins,Annazette(D)                         |
| Y Gordon,Careen(D)                   | Y Howard,Constance(D)                          |
| Y Jones,Lovana(D)                    | Y Lindner,Patricia(R), Republican Spokesperson |
| Y Lyons,Eileen(R)                    | Y Millner,John(R)                              |
| Y Rose,Chapin(R)                     | Y Sacia,Jim(R)                                 |
| Y Wait,Ronald(R)                     |  |

The committee roll call vote on Senate Bill 3007 is as follows:

11, Yeas; 2, Nays; 0, Answering Present.

- |                                      |  |
|--------------------------------------|--|
| Y Delgado,William(D), Co-Chairperson | Y Bailey,Patricia(D)                           |
| Y Bradley,Richard(D)                 | Y Collins,Annazette(D)                         |
| N Gordon,Careen(D)                   | Y Howard,Constance(D)                          |
| Y Jones,Lovana(D)                    | Y Lindner,Patricia(R), Republican Spokesperson |
| Y Lyons,Eileen(R)                    | N Millner,John(R) (Schmitz)                    |
| Y Rose,Chapin(R)                     | Y Sacia,Jim(R)                                 |
| Y Wait,Ronald(R)                     |  |

The committee roll call vote on Amendment No. 2 to House Bill 5416 is as follows:

12, Yeas; 0, Nays; 0, Answering Present.

- |                                      |  |
|--------------------------------------|--|
| Y Delgado,William(D), Co-Chairperson | Y Bailey,Patricia(D)                           |
| A Bradley,Richard(D)                 | Y Collins,Annazette(D)                         |
| Y Gordon,Careen(D)                   | Y Howard,Constance(D)                          |
| Y Jones,Lovana(D)                    | Y Lindner,Patricia(R), Republican Spokesperson |
| Y Lyons,Eileen(R)                    | Y Millner,John(R) (Schmitz)                    |
| Y Rose,Chapin(R)                     | Y Sacia,Jim(R)                                 |
| Y Wait,Ronald(R)                     |  |

The committee roll call vote on Senate Bill 2809 is as follows:

11, Yeas; 0, Nays; 0, Answering Present.

- |                                      |                        |
|--------------------------------------|------------------------|
| Y Delgado,William(D), Co-Chairperson | Y Bailey,Patricia(D)   |
| A Bradley,Richard(D)                 | A Collins,Annazette(D) |



Y Gordon,Careen(D)  
 Y Jones,Lovana(D)  
 Y Lyons,Eileen(R)  
 Y Rose,Chapin(R)  
 Y Wait,Ronald(R)

Y Howard,Constance(D)  
 Y Lindner,Patricia(R), Republican Spokesperson  
 Y Millner,John(R) (Bost)  
 Y Sacia,Jim(R)

The committee roll call vote on Senate Bill 2164 is as follows:  
 9, Yeas; 0, Nays; 0, Answering Present.

Y Delgado,William(D), Co-Chairperson  
 A Bradley,Richard(D)  
 Y Gordon,Careen(D)  
 A Jones,Lovana(D)  
 Y Lyons,Eileen(R)  
 Y Rose,Chapin(R)  
 Y Wait,Ronald(R)

Y Bailey,Patricia(D)  
 A Collins,Annazette(D)  
 Y Howard,Constance(D)  
 Y Lindner,Patricia(R), Republican Spokesperson  
 A Millner,John(R)  
 Y Sacia,Jim(R)

The committee roll call vote on Senate Bill 2337 is as follows:  
 10, Yeas; 0, Nays; 0, Answering Present.

Y Delgado,William(D), Co-Chairperson  
 A Bradley,Richard(D)  
 Y Gordon,Careen(D)  
 A Jones,Lovana(D)  
 Y Lyons,Eileen(R)  
 Y Rose,Chapin(R)  
 Y Wait,Ronald(R)

Y Bailey,Patricia(D)  
 A Collins,Annazette(D)  
 Y Howard,Constance(D)  
 Y Lindner,Patricia(R), Republican Spokesperson  
 Y Millner,John(R) (Bost)  
 Y Sacia,Jim(R)

### CHANGE OF SPONSORSHIP

Representative Madigan asked and obtained unanimous consent to be removed as chief sponsor and Representative Washington asked and obtained unanimous consent to be shown as chief sponsor of HOUSE BILL 5736.

### RESOLUTIONS

The following resolutions were offered and placed in the Committee on Rules.

#### HOUSE RESOLUTION 821

Offered by Representative John Bradley:

WHEREAS, The U.S. Environmental Protection Agency has proposed new environmental rules concerning mercury pollution from coal-fired electric plants; and

WHEREAS, These new rules are detrimental to the nation and the State of Illinois as well; and

WHEREAS, These new rules mandate that pollution control equipment be installed in 80% of the plants that burn coal from the Eastern regions of the nation, as well as the State of Illinois; the same rules require the same equipment be installed in only 30% of the plants that burn coal from Western states; and

WHEREAS, As a consequence of these new rules, the federal government will encourage utilities to burn Western coal rather than Illinois coal; and

WHEREAS, These new rules will trigger a loss of jobs in the Illinois coal industry, where many working families depend upon the industry for their livelihood; and

WHEREAS, These new rules will promote greater levels of pollution because the sub-bituminous coal mined from the Western regions of the country contains more mercury than the bituminous coal mined

from Illinois; and

WHEREAS, In pursuing the goal to create a healthier environment, the federal government should not favor the more polluted coal from one region of the country over the less polluted coal from another; therefore be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the U.S. Environmental Protection Agency to reconsider its proposed rules concerning mercury pollution from coal-fired electric plants and to hold all types of coal to the same emission standards; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the President of the United States, the Secretary of the Interior, the Administrator of the U.S. Environmental Protection Agency, and each member of the Illinois congressional delegation.

#### HOUSE RESOLUTION 826

Offered by Representative Ryg:

WHEREAS, The growing distance and time many Illinois employees must travel between home and work is detrimental to their community and family life, increases traffic congestion, helps place Illinois fifth in the nation in the longest commute times, and harms the State's environment; and

WHEREAS, Many Illinois employers are having increasing difficulty attracting and retaining qualified workers because of the commute time required and the inadequate supply of nearby affordable housing; and

WHEREAS, In a time of tight budgets, Illinois must continue to create and grow jobs while maximizing its investment of limited State economic development funds; and

WHEREAS, One way to maximize the State's investments is by encouraging companies, whenever feasible, to locate or expand in location efficient areas to which their employees can easily commute, where their employees can afford to live, or which do not require costly new publicly funded roads or other infrastructure and expenses for the primary purpose of supporting a company's location choice; and

WHEREAS, Some Illinois employers have recognized the impact of housing and transit options on their employee recruitment and retention, and in response, have implemented low-cost programs that expand their employees' adequate affordable housing and/or mass transit options, and the State could promote these corporate models to encourage similar efforts by other companies; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that there is created the Corporate Location Efficiency Task Force that shall hear testimony from State agencies and private entities and shall be appointed as follows: 4 voting members appointed from the House of Representatives, with 2 members appointed by the Speaker of the House of Representatives and 2 members appointed by the Minority Leader of the House of Representatives, with the majority caucus members serving at the pleasure of the Speaker of the House of Representatives and the minority caucus members serving at the pleasure of the Minority Leader of the House of Representatives; 4 voting members appointed from the Senate, with 2 members appointed by the President of the Senate and 2 members appointed by the Minority Leader of the Senate, with majority caucus members serving at the pleasure of the President of the Senate and the minority caucus members serving at the pleasure of the Minority Leader of the Senate; and up to 12 non-voting members appointed from pertinent fields or disciplines by the legislative members of the Task Force by majority vote from the following categories: housing advocates, transportation advocates, public interest groups, labor, local municipalities, and businesses; a majority of the legislative appointees shall select a legislative member of the Task Force to serve as chairperson; and be it further

RESOLVED, That the Task Force shall study ways to maximize the use of State economic development funds by encouraging employers to locate or expand in areas that are or can be made location efficient, and this study shall include the following:

(1) a series of hearings during which the Task Force takes testimony from experts in areas such as economic development, housing, transportation, and workforce development, as well as key government agencies, labor, business, and other stakeholders;

(2) a review of some of the Illinois employers, government agencies and other institutions that have implemented cost-effective, innovative policies and programs to expand employees' options for affordable housing near work and convenient, efficient transportation to work;

(3) a proposal for how the State can highlight these corporate models and encourage others to replicate successful employee programs;

(4) an analysis of existing sources of data and information such as the Census Data that can inform an employer about the affordable housing and transportation options available to its employees in a certain municipality or area; and

(5) a legislative proposal for using incentives to encourage employers to locate or expand in location efficient areas which shall include an analysis of characteristics such as maximizing the use of existing public investments infrastructure, minimizing additional government expenditures, and locating near places offering affordable housing to that employer's workforce or requiring short commutes; and be it further

RESOLVED, That the Task Force shall receive the assistance of legislative staff, legislative agencies, and upon request, private and public organizations; and be it further

RESOLVED, That the Corporate Location Efficiency Task Force shall be appointed by June 1, 2004, and shall meet as soon as possible after the legislative members have been appointed, shall hold public hearings, and shall report its findings and recommendations to the General Assembly by filing a copy of its report with the Secretary of the Senate and the Clerk of the House of Representatives no later than January 1, 2005; upon filing its report, the Task Force is dissolved; and be it further

RESOLVED, That a copy of this resolution be presented to the Governor's office, the Director of Commerce and Economic Opportunity, the President of the Senate, the Minority Leader of the Senate, the Speaker of the House of Representatives, and the Minority Leader of the House of Representatives.

### AGREED RESOLUTIONS

The following resolutions were offered and placed on the Calendar on the order of Agreed Resolutions.

#### HOUSE RESOLUTION 822

Offered by Representative Dunkin:

WHEREAS, The members of the House of Representatives of the State of Illinois are pleased to honor Frankie Knuckles and his work as the pioneer of house music; and

WHEREAS, While growing up in the Bronx during the 1960s, Frankie's earliest musical influences were jazz artists; after studying commercial art and costume design in his teens, Frankie found his true calling, spinning records; he crafted and began spinning at various legendary venues in New York City, New York; and

WHEREAS, In 1977, Frankie relocated to Chicago to become the resident DJ for the Warehouse, an after hours nightclub where the music genre "house" derived its name from, marking a pivotal event in modern music; and

WHEREAS, Frankie eventually moved into the recording studio, where his production and remixing skills equaled his genius in the DJ booth; he has produced and remixed songs for Diana Ross, Luther Vandross, Michael Bolton, Mary J. Blige, the Sounds of Blackness, Michael and Janet Jackson, Toni Braxton, The Pet Shop Boys, and others; he received a Grammy Award in 1997, becoming the first artist to be recognized in the "Remixer of the Year" category; he has served as a Governor and Trustee for the New York City chapter of the National Academy of Recording Arts and Sciences; and

WHEREAS, As an artist, Frankie has enjoyed the success of 2 Virgin Records releases, "Beyond the Mix" and "Welcome to the Real World"; Frankie continues to pack dance floors with his unique style; his many admirers and fans have given him the nickname "the Godfather of House"; and

WHEREAS, Frankie devotes and contributes much of his time to a number of AIDS charities; he was inducted into the City of Chicago's Gay and Lesbian Hall of Fame in 1996; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we honor Frankie Knuckles and his work as the pioneer of house music; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Frankie Knuckles as an expression of our respect and esteem.

HOUSE RESOLUTION 823

Offered by Representative Biggins:

WHEREAS, The members of the House of Representatives of the State of Illinois are pleased to congratulate the Hitzeman Funeral Home Ltd. on the occasion of its 100th anniversary; and

WHEREAS, The Hitzeman Funeral Home Ltd. has been serving the residents of Chicago and the western suburbs with care, compassion, and consideration since 1904; the Hitzeman name is known throughout the Chicagoland community, not only for its reputation of dignified service to people in grieving times, but also for its community service and dedication to others; the Hitzeman family is involved with area churches and schools as well as the Brookfield Chamber of Commerce and the Brookfield/LaGrange Park Lions Club; and

WHEREAS, Frederick H. Hitzeman came to the United States from Germany as a child in 1882; in 1894, he married Pauline Pechat, and in 1904, he started the Undertaking Business at Keeler and 26th Street in Chicago; he used his home as his chapel and horses and carriages were used for the funerals; in 1916, when they began using automobiles, Charles R. Hitzeman, the third child of Pauline and Frederick, drove the hearse; Charles became a partner in the business in 1928; and

WHEREAS, In 1945, Frederick received the deed for the property in Brookfield that currently houses the business; in 1963, Norbert Hitzeman, the third generation to own the business, opened the Hitzeman Funeral Home location in Brookfield; for the next 13 years, the business maintained two locations; in 1976, the location on 26th Street was sold; and

WHEREAS, In the fall of 1984, Norbert Hitzeman purchased Hitzeman Funeral Home, P.C., from his father; in 1992, the name of the business was changed to Hitzeman Funeral Home, Ltd., as it was now a limited corporation; on September 18, 1995, Todd Hitzeman bought the business from Norbert Hitzeman, making him the fourth generation of Hitzemans to run the business; and

WHEREAS, In 2002, Charles T. "Chuck" Hitzeman graduated from the Worsham School of Mortuary Science in Wheeling, becoming the fifth generation of funeral directors in the Hitzeman family; in addition, he's the fifth generation of Lions Club members and was recently elected president of the Brookfield/LaGrange Park Lions Club; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate the Hitzeman Funeral Home, Ltd. of Brookfield on the occasion of its 100th anniversary; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Hitzeman Funeral Home, Ltd. as an expression of our respect and esteem.

HOUSE RESOLUTION 824

Offered by Representative Poe:

WHEREAS, The members of the House of Representatives of the State of Illinois are pleased to congratulate Shelbee Ramirez-Wood on being the gold medal winner of the 9 to 10 year-old female expert division downhill race at the National Standard Alpine Race at Park City Mountain, Utah in March of 2004; and

WHEREAS, Shelbee Ramirez-Wood is 10 years old and attends Southern View Elementary School in Southern View, where she is in fifth grade and is an honor roll student; she is also a snow ski racer for the Cascade Mountain race team in Wisconsin; and

WHEREAS, Shelbee had her first ski session when she was 22 months old, assisted by her ski buddy, Sam Simmons; she has skied all over the Midwest and the Rocky Mountains, in California, Utah, New Mexico, and Colorado; and

WHEREAS, Shelbee was presented her gold medal by U.S. Olympic Ski Team member Daron Rahlves; and

WHEREAS, In her spare time, when she's not skiing, Shelbee enjoys martial arts, snowboarding, inline skating, skateboarding, ice skating, bicycling, rock climbing, gymnastics, cheerleading, and motorcycle racing; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Shelbee Ramirez-Wood on being the

gold medal winner of the 9 to 10 year-old female expert division downhill race at the National Standard Alpine Race at Park City Mountain, Utah in March of 2004; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Shelbee Ramirez-Wood as an expression of our respect and esteem and with best wishes for the future success of her ski career.

#### HOUSE RESOLUTION 827

Offered by Representative Franks:

WHEREAS, The members of the Illinois House of Representatives wish to congratulate Margaret Blackshere of Niles for being selected as the Northeastern Illinois Federation of Labor Person of the Year; and

WHEREAS, Ms. Blackshere is a former classroom teacher who has served at all levels of the labor movement from president of her local union in Madison to Statewide vice president of the Illinois Federation of Teachers; she served as secretary and treasurer of the Illinois AFL-CIO from 1993 to 2000, when she was elected president; and

WHEREAS, Ms. Blackshere received a bachelor's degree in elementary education and a master's degree in urban education from Southern Illinois University at Edwardsville; and

WHEREAS, She serves on a variety of boards and councils, including the United Way of Illinois, the American Red Cross in Illinois, the Workers' Compensations Advisory Board, the Unemployment Insurance Advisory Board, the Alliance for Retired Americans Executive Board, the Industrial Commission's Self Insurer's Advisory Board, and the Chicago Metropolis 2020 Board; and

WHEREAS, Ms. Blackshere has received awards such as the Labor Leader Award in 2000 from the Labor Council for Latin American Advancement, the Israel Peace Medal in 2000 from the State of Israel, and the Protector of Working People Award in 2002 from the Illinois State Crime Commission; she was the guest of honor in 2003 for Chicago's St. Patrick's Day Parade and in 1998 was inducted into the Illinois Labor History Society's Union Hall of Honor; and

WHEREAS, She has been a delegate to the Democratic National Convention, served as director of the Illinois Democratic Coordinated Campaign in 1990 and 1992, and is a member of the Democratic National Committee; she was the co-chair of Governor Blagojevich's transition team; she is also a member of the American Federation of Teachers Local 763; and

WHEREAS, She is a strong advocate of working men and women and their families; therefore, be it  
RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Margaret Blackshere for being selected as the Northeastern Illinois Federation of Labor Person of the Year and wish her good health and happiness in all her future endeavors; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Margaret Blackshere as a token of our respect and esteem.

#### HOUSE RESOLUTION 828

Offered by Representative Osterman:

WHEREAS, The members of the Illinois House of Representatives were saddened to learn of the death of Noel Berner Hoyt of Evanston on February 29, 2004; and

WHEREAS, Noel Berner Hoyt lived in Evanston since 1965; after graduation from Marymount College in New York, she worked as an ad writer for Carson Pirie Scott & Co. in Chicago; she then dedicated herself to raising her 6 children and her 26 year marriage to Tom Hoyt; and

WHEREAS, Noel was best loved for her adventurous and fun-loving nature; she turned her bedroom into a 15th century Italian villa by hiring a professional artist to paint all four walls, the doors, and the ceiling in the "trompe l'oeil" style; among her many adventures, Noel took her daughters hot-air ballooning in the Loire Valley of France and talked her way into the college-age work crew for a summer-long architectural dig at an Etruscan ruin in La Pietra, Italy; she performed as a supernumerary in a recent performance of the Chicago Opera, where her stage instructions included "Swoosh in. Swoosh out."; and

WHEREAS, Noel loved architecture and would brazenly talk her way into off-limits architectural gems,

from the library at Trinity College in Dublin to Lincoln Park mansions undergoing renovations; and

WHEREAS, To facilitate her adventures she printed phony business cards for herself and friend, Jess Cunniff, stating that they were respectively the President and Chairman of the Urban Studies Institute; with their card and the statement "We are architectural historians", Noel and Jess breezed past security guards and workmen; and

WHEREAS, The passing of Noel Berner Hoyt will be deeply felt by many, especially her children, Joshua (Joanna Brown) Hoyt, Amy (Jim) Knowlton, Darcy Hoyt, Peter (Peggy) Hoyt, Phoebe (Guido) Volla, and Nathaniel Hoyt; her 10 grandchildren; her brother, Robert (Sheila) Berner; and her former husband and lifelong friend, Tom Hoyt; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we mourn the death of Noel Berner Hoyt along with all who knew and loved her and extend our sincere condolences to her family and friends; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the family of Noel Berner Hoyt as a token of our deepest sympathy.

#### HOUSE RESOLUTION 829

Offered by Representative Jefferson:

WHEREAS, Lifelong southwest Rockford resident and tireless civic servant Frank George St. Angel of Rockford passed away on March 28, 2003; he was born June 10, 1921 in Rockford, the son of Jasper and Giacomina St. Angel; he married Constance Monica Achilli on April 19, 1958; Frank earned a B.A. in history in 1943 from the University of Illinois and an M.A. in international relations in 1949 from the University of Chicago; he served in the China-Burma-India Theater during WWII, earning the U.S. Army Bronze Star Medal for exceptional duty in developing a key counterintelligence strategy for use against the Japanese armed forces; Frank continued to serve his country in the U.S. Army Reserves for many years after the war until eventually retiring as a Lieutenant Colonel; after his father's death, Frank took over his role as a leader of Rockford's Italian-American community and the real estate and insurance business he started in 1910; and

WHEREAS, Frank continually sought out opportunities to serve and better the community; in 1956, he served as Chairman of the Rockford Civil Service Commission and in 1960 he was Chairman of the Rockford Human Relations Commission; he was a member of the city zoning Board of Appeals, and he served from 1961 to 1967 on the Rockford Board of Education; Frank was Chairman of the U.S. Bicentennial Commission for Winnebago County; in 1975, he was Co-Chairman of the Greater Rockford Columbus Day Committee; between 1961 and 1978, he served on the Winnebago County Board, serving as Chairman from 1974 to 1978 and was honored for leadership in striving for high ideals and progressive reform; from 1981 to 1999, Frank served as a member, vice-president, and president of the Rock River Water Reclamation District Board of Trustees; he held leadership positions in the American Red Cross, the American Cancer Society, the United Way, Crime Stoppers of Rockford, the Rockford Park District, the Winnebago County and Rockford Action Committees, the Illinois Youth Commission, the Rockford Public Library Foundation, the Rockford College Board of Counselors, and the Rockford Board of Realtors; he was president of the Southside Community Projects Association and an organizer and first chairman of the Head Start Program in Rockford; and

WHEREAS, In 1978, Frank was awarded, by command of the President of Italy, the title of Cavaliere (or Knight) and was inducted into the Italian Order of the Star of Solidarity; the Italian Consulate General presented Frank with this honor for distinguished community service and acting pro-bono ombudsman in efforts to reunite the families of post-WWII Italian immigrants in Rockford; Frank served as the President of Rockford Vigo Lodge Order Sons of Italy, received the Italian Folk Art Federation Award in 1995, and was named Italian-American Father of the Year in 1997; and

WHEREAS, A lifelong member of St. Anthony Church and nephew to founder, Father Anthony Marchesano, Frank served as Lector, Usher, President of the Parish Council, and, in 1954, the President of the Holy Name Society; he also was a Trustee of the church, an Extraordinary Minister, and a member of the Knights of Columbus; and

WHEREAS, For his exceptional civic service, he received many awards, including the City of Rockford Citizen of the Year Award, the University of Chicago's Distinguished Public Service Award in 1983, and the Rotary Club Service Above Self Award; in 2002, the Mayor of Rockford named him a Rockford

Sesquicentennial Futurist; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we recognize Frank G. St. Angel for his many achievements during his lifetime and his work to make Rockford a better place; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Frank's widow, Constance M. St. Angel, as an expression of our esteem.

### **DISTRIBUTION OF SUPPLEMENTAL CALENDAR**

Supplemental Calendar No. 1 was distributed to the Members at 12:19 o'clock p.m.

### **RESOLUTIONS**

Having been reported out of the Committee on Rules on April 20, 2004, HOUSE RESOLUTION 715 was taken up for consideration.

Representative Fritchey moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

Having been reported out of the Committee on Rules on April 21, 2004, HOUSE RESOLUTION 819 was taken up for consideration.

Representative Ryg moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

Having been reported out of the Committee on Rules on April 21, 2004, HOUSE RESOLUTION 825 was taken up for consideration.

Representative Mendoza moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

### **SENATE BILLS ON SECOND READING**

Having been printed, the following bill was taken up, read by title a second time and held on the order of Second Reading: SENATE BILL 2329.

SENATE BILL 1271. Having been read by title a second time on May 14, 2003, and held on the order of Second Reading, the same was again taken up.

Representative Hannig offered and withdrew Amendment No. 1.

Representative Hannig offered the following amendments and moved their adoption.

AMENDMENT NO. 2. Senate Bill 1271 by replacing everything after the enacting clause with the following:

"Section 5. "An Act making appropriations", Public Act 93-115, as vetoed, reduced, and restored, is amended by changing Section 20 of Article 1 as follows:

(P.A. 93-115, Article 1, Section 20)

Sec. 20. The following amounts, or so much of those amounts as may be necessary, respectively, for the objects and purposes named, are appropriated from State funds to the Illinois State Board of Education for the fiscal year beginning July 1, 2003:

From the Charter Schools Revolving Loan Fund:

For Charter Schools Loans .....	\$2,000,000
From the Teacher Certificate Fee Revolving Fund:	

For all costs associated with the issuing of teachers' certificates.....	\$1,500,000
<del>teachers' certificates.....</del>	<del>\$375,000</del>
From the Private Business and Vocational Schools Fund:	
For all costs associated with the Private Business and Vocational Schools Act .....	\$0
From the School Technology Revolving Fund:	
For the Statewide Educational Network.....	\$125,000
From the State Board of Education Fund:	
For all expenses as provided in Section 2-3.126 of the School Code .....	\$0
From the State Board of Education Special Purpose Trust Fund:	
For all expenses as provided in Section 2-3.127 of the School Code .....	\$0
From the School Infrastructure Fund:	
For administrative costs associated with the Capital Assistance Program.....	\$200,000
From the ISBE Teacher Certificate Institute Fund:	
For all costs associated with teacher certificates as provided in Sections 3-12 and 2-3.105 of the School Code .....	\$125,000
From the ISBE GED Testing Fund:	
For all costs associated with the GED Testing Program as provided in Sections 3-15.12 and 2-3.105 of the School Code .....	\$1,000,000
From the ISBE School Bus Driver Permit Fund:	
For all costs associated with the School Bus Driver Permit Program as provided in Section 3-14.23 of the School Code .....	\$12,000
Total, Section 20.....	\$8,162,000

(Source: P.A. 93-115, as vetoed, reduced, and restored.)

Section 10. "AN ACT making appropriations", Public Act 93-62, as vetoed, reduced, and restored, is amended by changing Section 2 of Article 6 as follows:

(P.A. 93-62, Art. 6, Sec. 2)

Sec. 2. The following named amounts, or so much thereof as may be necessary, respectively, are appropriated to the Department of Human Rights for the objects and purposes hereinafter enumerated:

DIVISION OF CHARGE PROCESSING

Payable from General Revenue Fund:

For Personal Services .....	3,916,500
<del>For Personal Services.....</del>	<del>3,423,200</del>
For Employee Retirement Contributions	
Paid by Employer.....	136,800
For State Contributions to State Employees' Retirement System.....	516,000
<del>Employees' Retirement System.....</del>	<del>460,000</del>



For State Contributions to	
<u>Social Security</u> .....	284,200
<u>Social Security</u> .....	261,800
For Contractual Services .....	33,400
For Travel .....	22,800
For Commodities .....	6,800
For Printing .....	1,300
For Equipment .....	11,900
For Telecommunications Services .....	67,700
<u>Total</u> .....	\$4,997,400
<u>Total</u> .....	\$4,425,700
Payable from Special Projects Division Fund:	
For Personal Services .....	1,439,200
For Employee Retirement Contributions	
Paid by Employer .....	57,600
For State Contributions to State	
Employees' Retirement System .....	193,500
For State Contributions to	
Social Security .....	110,200
For Group Insurance .....	396,000
For Contractual Services .....	106,700
For Travel .....	41,500
For Commodities .....	13,300
For Printing .....	9,300
For Equipment .....	9,600
For Telecommunications Services .....	88,000
Total .....	\$2,464,900
(Source: P.A. 93-62, as vetoed, reduced, and restored.)	
Section 15. "An Act making appropriations", Public Act 93-0091, as vetoed, reduced, and restored, is amended by changing Section 10 of Article 16 as follows:	
(P.A. 93-0091, Article 16, Section 10)	
Sec. 10. The following named amounts, or so much of those amounts as may be necessary, respectively, are appropriated for the objects and purposes hereinafter named to meet the ordinary and contingent expenses of the Commission on Intergovernmental Cooperation for the Springfield Office:	
<u>For Personal Services</u> .....	\$496,604
<u>For Personal Services</u> .....	\$500,604
<u>For Employee Retirement Contributions</u>	
Paid by Employer .....	66,746
<u>For Employee Retirement Contributions</u>	
Paid by Employer .....	67,276
<u>For State Contributions to State Employees'</u>	
<u>Retirement System</u> .....	19,864
<u>For State Contributions to State Employees'</u>	
<u>Retirement System</u> .....	20,024
<u>For State Contribution to Social</u>	
<u>Security</u> .....	37,986
<u>For State Contribution to Social</u>	
<u>Security</u> .....	38,296
For Contractual Services .....	547,500
For Model Illinois Government Activities .....	3,000
For Travel .....	5,000
For Commodities .....	3,200
For Printing .....	3,500
For Equipment .....	100
For Electronic Data Processing .....	500
For Telecommunications Services .....	9,000
<u>TOTAL</u> .....	\$1,193,000

<u>TOTAL</u> .....	<u>\$1,198,000</u>
(Source: P.A. 93-0091, as vetoed, reduced, and restored.)	
Section 20. "An Act making appropriations", Public Act 93-0091, as vetoed, reduced, and restored, is amended by changing Section 30 of Article 16 as follows:	
(P.A. 93-0091, Article 16, Section 30)	
Section 30. The following named amounts, or so much of those amounts as may be necessary, respectively, are appropriated for the objects and purposes hereinafter named to meet the ordinary and contingent expenses of the Legislative Audit Commission:	
For Personal Services .....	\$156,500
<del>For Personal Services</del> .....	<del>\$152,500</del>
<u>For Employee Retirement Contributions</u>	
Paid by Employer .....	6,260
<del>For Employee Retirement Contributions</del>	
Paid by Employer .....	6,100
<u>For State Contributions to State Employees'</u>	
Retirement System .....	21,030
<del>For State Contributions to State Employees'</del>	
Retirement System .....	20,500
<u>For State Contribution to Social</u>	
Security .....	12,010
<del>For State Contribution to Social</del>	
Security .....	11,700
For Contractual Services .....	13,900
For Travel .....	5,500
For Commodities .....	500
For Printing .....	1,000
For Equipment .....	300
For Electronic Data Processing .....	2,100
For Telecommunications Services .....	1,700
<u>TOTAL</u> .....	<u>\$220,800</u>
<del>TOTAL</del> .....	<del>\$215,800</del>

(Source: P.A. 93-0091, as vetoed, reduced, and restored.)

Section 99. Effective date. This Act takes effect upon becoming law."

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 2 was adopted and the bill, as amended, was advanced to the order of Third Reading.

**SENATE BILL ON THIRD READING**

The following bill and any amendments adopted thereto were printed and laid upon the Members' desks. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Hannig, SENATE BILL 1271 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: 111, Yeas; 0, Nays; 2, Answering Present.  
(ROLL CALL 2)

This bill, as amended, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence in the House amendment/s adopted.

**AGREED RESOLUTIONS**

HOUSE RESOLUTIONS 796, 798, 800, 802, 803, 804, 805, 807, 808, 809, 811, 812, 813, 815, 816, 817, 818, 822, 823, 824, 827, 828 and 829 were taken up for consideration.

Representative Currie moved the adoption of the agreed resolutions.

The motion prevailed and the Agreed Resolutions were adopted.

### **ADJOURNMENT RESOLUTION HOUSE JOINT RESOLUTION 77**

Representative Currie offered the following resolution:

**RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN**, that when the two Houses adjourn on Thursday, April 22, 2004, the House of Representatives stands adjourned until Tuesday, April 27, 2004 at 1:00 o'clock p.m.; and the Senate stands adjourned until Tuesday, April 27, 2004, at 12:00 o'clock noon.

The motion prevailed and the resolution was taken up for immediate consideration.

Representative Currie moved the adoption of the resolution.

The motion prevailed and the resolution was adopted.

Ordered that the Clerk inform the Senate and ask their concurrence.

### **HOUSE BILL ON SECOND READING**

HOUSE BILL 6848. Having been read by title a second time on March 23, 2004, and held on the order of Second Reading, the same was again taken up.

Representative Slone offered the following amendment and moved its adoption.

AMENDMENT NO. 3. Amend House Bill 6848, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Local Planning Technical Assistance Act is amended by adding Section 42 as follows:

(20 ILCS 662/42 new)

Sec. 42. Local Planning Task Force.

(a) The Local Planning Task Force is hereby created. The Task Force shall consist of the following members: (i) the Director of Commerce and Economic Opportunity, or his or her designee, who shall serve as the chair of the Task Force; (ii) the Secretary of Transportation, or his or her designee; (iii) the Director of the Illinois Housing Development Authority, or his or her designee; (iv) the Director of Natural Resources, or his or her designee; (v) the Director of the Environmental Protection Agency, or his or her designee; and (vi) the Director of Agriculture, or his or her designee.

(b) The Task Force shall meet at the call of the chair. Meetings of the Task Force are subject to the Open Meetings Act, and the Task Force must afford an opportunity for public comment at each of its meetings.

(c) The Task Force shall:

(1) Identify existing State planning programs within the State departments and agencies represented on the Task Force.

(2) Recommend that the State departments or agencies responsible for the for the identified programs adopt rules to require those programs to comply with Section 25 of this Act.

(2) Develop a system of preferences for grants to local communities that have completed a comprehensive plan in accordance with this Act to receive additional infrastructure, natural resource, agriculture, transportation, housing, economic development, and workforce development grant programs.

(3) Identify additional State resources to provide local planning grants.

(4) Report to the General Assembly by December 31, 2004 concerning the completion of the tasks required by this Section.

Section 99. Effective date. This Act takes effect upon becoming law."

AMENDMENT NO. 4. Amend House Bill 6848, AS AMENDED, with reference to page and line numbers of House Amendment No. 3, on page 2, by replacing line 18 with the following:

"Section 10. The Local Planning Technical Assistance Act is amended by adding Sections 33 and 34 as follows:

(20 ILCS 662/33 new)

Sec. 33. Priority funding areas.

(a) The Department may designate certain units of local government and areas of the State as priority funding areas in which State infrastructure resources should be focused. These areas must have completed and adopted a comprehensive plan containing all elements defined in Section 25 of this Act. In designating priority funding areas, preference shall be given to (i) units of local government and areas where there is existing public infrastructure, including, without limitation, sewers, roads, street lighting and street signals, schools, and emergency response systems, (ii) units of local government that have adopted zoning or other ordinances or resolutions that promote compact development, including, but not limited to, ordinances or resolutions that promote mixed-use development or reduce street widths, lot sizes, parking requirements, and set-backs, and (iii) units of local government participating in an Intergovernmental Cooperation Council established under Section 5-1130 of the Counties Code. Any county that has not established a planning commission under the Regional Planning Commission Act or under Division 5-14 of the Counties Code may enter into intergovernmental agreements with such a planning commission in order to assist the county in meeting the criteria required for priority funding area designation under this Section.

(b) The Department, from funds appropriated for this purpose, is authorized to make grants to units of local government designated as, or within areas designated as, priority funding areas for the expansion or improvement of public infrastructure. In making grants to priority funding areas, the Department shall use the criteria established by the Priority Funding Advisory Committee established under Section 34.

(c) The Department may promulgate rules necessary to implement and administer this Section.

(20 ILCS 662/34 new)

Sec. 34. Priority Funding Advisory Committee.

(a) The Priority Funding Advisory Committee is established to develop detailed criteria for use by the Department in making funding decisions for priority funding areas designated by the Department under Section 33 of this Act and for Intergovernmental Cooperation Councils established under Section 5-1130 of the Counties Code.

(b) The committee shall consist of 19 members as follows: (i) the Director, or his or her designee, of the following: the Department of Natural Resources, the Environmental Protection Agency, the Department of Agriculture, and the Governor's Office of Management and Budget; (ii) the Secretary of Transportation, or his or her designee; (iii) the Chairman of the Illinois Housing Development Authority, or his or her designee; (iv) the Executive Director of the Capital Development Board, or his or her designee; (v) the presiding officer, or his or her designee, of the following: the Illinois Association of Regional Councils, the Northeastern Illinois Planning Commission, the Southwestern Illinois Metro Planning Commission, the Illinois Municipal League, and the Metropolitan Mayors Caucus; (vi) a representative of county government from outside the boundaries of the Northeastern Illinois Planning Commission and the Southwestern Illinois Metro Planning Commission; (vii) one member of the General Assembly appointed by each of the following: the Speaker of the House, the House Minority Leader, the President of the Senate, and the Senate Minority Leader; and (viii) 2 public members appointed by the Governor. The Director of the Department of Commerce and Economic Opportunity shall serve as the chair of the committee. Eight members shall constitute a quorum. Members of the committee are not entitled to compensation for their services as members but are entitled to reimbursement for all necessary expenses incurred in connection with the performance of their duties as members.

(c) The committee shall conduct a minimum of 8 meetings and shall report to the Governor and to the General Assembly within 18 months of the effective date of this amendatory Act of the 93rd General Assembly concerning its recommendations and a timetable for implementing funding for priority funding areas and Intergovernmental Cooperation Councils.

Section 15. The Governor's Office of Management and Budget Act is amended by adding Section 2.8 as follows:

(20 ILCS 3005/2.8 new)

Sec. 2.8. Authorization of funding for proposed projects or activities; review of negative interagency review comments and findings. If a Department or Agency of the State has conducted an interagency review of a proposed project or activity and if the Department or Agency has received negative comments or findings as a result of that interagency review, then the Office must review those comments and findings before funding may be authorized for the proposed project or activity.

Section 20. The Regional Planning Commission Act is amended by changing Section 1 as follows:

(50 ILCS 15/1) (from Ch. 85, par. 1021)

Sec. 1. Governing bodies of counties, cities, or other local governmental units, ~~when authorized by the Department of Commerce and Community Affairs,~~ may cooperate with the governing bodies of the counties and cities or other governing bodies of any adjoining state or states in the creation of a joint planning commission where such cooperation has been authorized by law by the adjoining state or states. Such a joint planning commission may be designated to be a regional or metropolitan planning commission and shall have powers, duties and functions as authorized by "An Act to provide for regional planning and for the creation, organization and powers of regional planning commissions", approved June 25, 1929, as heretofore or hereafter amended, and, as agreed among the governing bodies. Such a planning commission shall be a legal entity for all purposes.

An Intergovernmental Cooperation Council created in accordance with Section 5-1130 of the Counties Code may serve as the planning commission if so designated by the county board as provided in that Section.

(Source: P.A. 81-1509; revised 12-6-03.)

Section 25. The Counties Code is amended by adding Section 5-1130 as follows:

(55 ILCS 5/5-1130 new)

Sec. 5-1130. Intergovernmental Cooperation Council.

(a) The purpose of this Section is to provide a framework and incentives for intergovernmental cooperation for development and implementation of coordinated land use, transportation, and infrastructure plans that reduce traffic congestion, conserve land, provide housing conveniently accessible to jobs, and make the most efficient use of public infrastructure investments.

(b) A county board may, by resolution, establish an Intergovernmental Cooperation Council ("Council") with its membership consisting of the mayor of each municipality within the county, up to 6 county board members, and such other members as may be determined by the county and municipal members, except that the number of county board members appointed to the Council shall not exceed the number of mayors appointed to the Council. The county board members shall be appointed by the chairman of the county board. If the county has an existing planning commission that was established by the county board under the Regional Planning Commission Act or under Division 5-14 of the Counties Code, then the county board may designate that planning commission as the Intergovernmental Cooperation Council for that county. If the county is within the Northeastern Illinois Planning Commission or the Southwestern Illinois Metro Planning Commission, then the county board may designate that commission as the Intergovernmental Cooperation Council for the county.

Within 60 days after the establishment of an Intergovernmental Cooperation Council in accordance with this Section, the Council must notify the Department of Commerce and Economic Opportunity of the establishment of the Council and the identity of the Council members.

Each municipal and county board representative shall be entitled to a vote; the other members shall be nonvoting members, unless authorized to vote by the unanimous consent of the voting members.

A municipality that is located in more than one county may choose, at the time of formation of the Council, to participate in the Council program of either or both of the counties.

The Council shall adopt by-laws, by a majority vote of the county and municipal members, to govern the functions of the Council and its subcommittees.

Officers of the Council shall include a chair and vice chair, one of whom shall be a county representative and one a municipal representative.

Principal duties of the Council, as further described in this Section, shall be (i) to develop coordinated land use, transportation, and infrastructure plans and intergovernmental Local Land Resource Management Plans that include the elements required to be included in a comprehensive plan under Section 25 of the Local Planning Technical Assistance Act and that foster intergovernmental cooperation and (ii) to direct implementation and revision of the plans and procedures.

The Council must coordinate all plans and activities with any Economic Development Districts designated by the Economic Development Administration Division of the U.S. Department of Commerce that are within the county.

The Council may retain planning, mediation, negotiation, engineering, legal, and financial advisors and administrative personnel, subject to the budgetary, purchasing, and personnel policies of the county.

The Council shall meet at least quarterly and shall hold at least one public hearing during the preparation of each plan.

(c) The county board may, by resolution, assign the Intergovernmental Cooperation Council to serve as the county planning commission as provided in Division 5-14 and in the Regional Planning Commission

Act. In counties exercising this option, the Council shall assume all the duties and responsibilities of the county planning commission and the Local Land Resource Management Plan shall meet the requirements of and serve as the county plan as provided in Section 5-14001.

(d) The Intergovernmental Cooperation Council shall have the responsibility to prepare, for recommendation to the county board, a Local Land Resource Management Plan for all or substantial portions of the county. The Local Land Resource Management Plan shall, to the greatest extent practical, include coordinated land use, transportation, and infrastructure plans and encourage development and redevelopment patterns that reduce traffic congestion, support transit, conserve land, protect natural resources, provide housing conveniently accessible to jobs, and make the most efficient use of public infrastructure investments. The Local Land Resource Management Plan should incorporate (i) municipal and intergovernmental plans and other countywide plans and (ii) the elements required to be included in a comprehensive plan under Section 25 of the Local Planning Technical Assistance Act, to the greatest extent practical.

(e) The Intergovernmental Cooperation Council may prepare, for recommendation to the county board, a procedure for intergovernmental cooperation that provides for:

(1) an efficient and timely process for intergovernmental review of public and private land use, development, and transportation proposals with greater than local impacts; and

(2) a voluntary procedure for early resolution of intergovernmental disputes regarding public and private land use, development, transportation, and annexation actions, prior to administrative or judicial hearings.

Public and private land use, development, and transportation proposals with greater than local impact shall require notification to interested governments, which shall include, at a minimum: (i) any local government with jurisdiction over the property in question; (ii) the county; (iii) adjacent municipalities; (iv) the Metropolitan Planning Organization or any other regional transportation agency; (v) any regional planning agency established by State law having jurisdiction for the county; (vi) the Governor's Office of Management and Budget; (vii) the Illinois Departments of Transportation, Natural Resources, Agriculture, and Commerce and Economic Opportunity, and (viii) the Illinois Environmental Protection Agency. It shall be the responsibility of the Intergovernmental Cooperation Council to establish definitions and procedures for implementation of this subsection. The notification requirement shall extend to any local development project that (i) receives State funding or requires State regulatory approval and (ii) meets certain threshold conditions as to size and probable impact as defined by the Intergovernmental Cooperation Council. Within 45 days after notification, notified entities must prepare and submit comments. The sponsoring government may hold a meeting with interested parties to discuss and seek resolution of issues raised in the comments. Completion of notification and responsiveness to comments shall enhance the priority position for State funding in support of the proposed project.

(f) An Intergovernmental Cooperation Council may develop a procedure providing for the early voluntary resolution of intergovernmental disputes. These procedures shall allow local governmental entities to request the Council to review disputes regarding public and private land use, development, transportation, and annexation actions, prior to seeking administrative or judicial hearings. The Council shall review actions only if each party to the dispute requests it. In conducting the review, the Council shall provide each party the opportunity to present its case. In making its finding the Council shall determine whether the proposed action on the part of the first party does in fact have a negative impact on the second party, and if so, identify an appropriate mitigation or alternative course of action. In making its decision, the Council shall consider the adopted Local Land Resource Management Plan and any other plans prepared by the Council. The Council shall forward its written findings to the governing body of each party. The findings of the Council shall be non-binding and shall in no case affect the ability of each party to pursue other administrative or judicial hearings, unless otherwise agreed in writing by each party.

(g) In the preparation of its plans, the Intergovernmental Cooperation Council shall coordinate the planning process with any regional or multi-county planning agency having jurisdiction for the county and shall coordinate with each adjoining county to ensure that recommended plans and projects have minimum adverse impacts. An adopted Local Land Resource Management Plan and any other plan prepared by the Council shall identify steps taken to coordinate the development of plan recommendations with adjoining counties and any regional or multi-county planning agency having jurisdiction for the county.

(h) A unit of local government shall receive priority consideration for State grants and other State programs if the affected unit of local government is located in a county that has: (i) established an Intergovernmental Cooperation Council; (ii) adopted a Local Land Resource Management Plan that has been deemed to be "joint and compatible" by resolution of the affected unit of local government; and (iii)

established procedures for intergovernmental review.

(i) Within 60 days after completion, all plans developed and all priorities established in accordance with this Section must be provided to the Department of Commerce and Economic Opportunity for review and comment.

(j) The powers granted under this Section are in addition to any other powers granted under any other law.

Section 99. Effective date. This Act takes effect January 1, 2006, except that Section 5 and this Section take effect upon".

AMENDMENT NO. 5. Amend House Bill 6848, AS AMENDED, with reference to page and line numbers of House Amendment No. 3, on page 2, by deleting lines 7 through 12.

The motion prevailed and the amendments were adopted and ordered printed.

There being no further amendments, the foregoing Amendments numbered 3, 4 and 5 were adopted and the bill, as amended, was held on the order of Second Reading.

### **RESOLUTION**

Having been reported out of the Committee on Rules on April 21, 2004, HOUSE RESOLUTION 820 was taken up for consideration.

Representative Madigan moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

At the hour of 1:28 o'clock p.m., Representative Currie moved that the House do now adjourn.

The motion prevailed.

And in accordance therewith and pursuant to HOUSE JOINT RESOLUTION 77, the House stood adjourned until Tuesday, April 27, 2004, at 1:00 o'clock p.m.

STATE OF ILLINOIS  
NINETY-THIRD  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
QUORUM ROLL CALL FOR ATTENDANCE

April 22, 2004

0 YEAS

0 NAYS

113 PRESENT

P Acevedo	P Delgado	P Kurtz	P Phelps
P Aguilar	P Dugan	P Lang	P Pihos
P Bailey	P Dunkin	P Leitch	P Poe
P Bassi	P Dunn	P Lindner	P Pritchard
P Beaubien	P Eddy	P Lyons, Eileen	P Reitz
E Bellock	P Feigenholtz	P Lyons, Joseph	P Rita
P Berrios	P Flider	P Mathias	P Rose
P Biggins	P Flowers	P Mautino	P Ryg
P Black	P Franks	P May	P Sacia
P Boland	P Fritchey	P McAuliffe	P Saviano
P Bost	P Froehlich	P McCarthy	P Schmitz
P Bradley, John	P Giles	P McGuire	P Scully
P Bradley, Richard	P Gordon	P McKeon	P Slone
P Brady	P Graham	P Mendoza	P Smith
P Brauer	P Granberg	P Meyer	P Sommer
P Brosnahan	P Grunloh	P Miller	P Soto
P Burke	P Hamos	E Millner	P Stephens
P Capparelli	P Hannig	P Mitchell, Bill	P Sullivan
P Chapa LaVia	P Hassert	P Mitchell, Jerry	P Tenhouse
P Churchill	P Hoffman	P Moffitt	P Turner
P Collins	P Holbrook	P Molaro	P Verschoore
P Colvin	P Howard	P Morrow	P Wait
P Coulson	P Hultgren	P Mulligan	P Washington
P Cross	P Jakobsson	P Munson	P Watson
P Cultra	P Jefferson	P Myers	P Winters
P Currie	P Jones	P Nekritz	E Yarbrough
P Daniels	P Joyce	E Osmond	P Younge
P Davis, Monique	E Kelly	P Osterman	P Mr. Speaker
P Davis, Steve	P Kosel	P Pankau	
P Davis, William	P Krause	P Parke	

E - Denotes Excused Absence



STATE OF ILLINOIS  
NINETY-THIRD  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
SENATE BILL 1271  
SOCE-CIV SERV COMMN  
THIRD READING  
PASSED

April 22, 2004

111 YEAS

0 NAYS

2 PRESENT

Y Acevedo	Y Delgado	Y Kurtz	Y Phelps
Y Aguilar	Y Dugan	Y Lang	Y Pihos
Y Bailey	Y Dunkin	Y Leitch	Y Poe
Y Bassi	Y Dunn	Y Lindner	Y Pritchard
Y Beaubien	Y Eddy	Y Lyons, Eileen	Y Reitz
E Bellock	Y Feigenholtz	Y Lyons, Joseph	Y Rita
Y Berrios	Y Flider	Y Mathias	Y Rose
Y Biggins	Y Flowers	Y Mautino	Y Ryg
Y Black	Y Franks	Y May	Y Sacia
Y Boland	Y Fritchey	Y McAuliffe	Y Saviano
Y Bost	Y Froehlich	Y McCarthy	Y Schmitz
Y Bradley, John	Y Giles	Y McGuire	Y Scully
Y Bradley, Richard	Y Gordon	Y McKeon	Y Slone
Y Brady	Y Graham	Y Mendoza	Y Smith
Y Brauer	Y Granberg	Y Meyer	Y Sommer
Y Brosnahan	Y Grunloh	Y Miller	Y Soto
Y Burke	Y Hamos	E Millner	Y Stephens
Y Capparelli	Y Hannig	Y Mitchell, Bill	Y Sullivan
Y Chapa LaVia	Y Hassert	Y Mitchell, Jerry	Y Tenhouse
Y Churchill	Y Hoffman	Y Moffitt	P Turner
Y Collins	Y Holbrook	Y Molaro	Y Verschoore
Y Colvin	Y Howard	Y Morrow	Y Wait
Y Coulson	Y Hultgren	Y Mulligan	Y Washington
Y Cross	Y Jakobsson	Y Munson	Y Watson
Y Cultra	Y Jefferson	Y Myers	Y Winters
Y Currie	Y Jones	Y Nekritz	E Yarbrough
Y Daniels	Y Joyce	E Osmond	Y Younge
Y Davis, Monique	E Kelly	Y Osterman	P Mr. Speaker
Y Davis, Steve	Y Kosel	Y Pankau	
Y Davis, William	Y Krause	Y Parke	

E - Denotes Excused Absence