

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-FOURTH GENERAL ASSEMBLY

19TH LEGISLATIVE DAY

REGULAR & PERFUNCTORY SESSION

WEDNESDAY, FEBRUARY 23, 2005

12:11 O'CLOCK P.M.

**HOUSE OF REPRESENTATIVES
Daily Journal Index
19th Legislative Day**

Action	Page(s)
Adjournment	7
Balanced Budget Note Requested	6
Change of Sponsorship	6
Committee on Rules Reassignments	5
Correctional Note Requested	6
Fiscal Note Requested	5
Fiscal Note Supplied	5
Home Rule Note Requested	5
House Joint Resolutions Constitutional Amendments First Reading	18
Introduction and First Reading – HB 3420-3490	14
Judicial Note Requested	6
Judicial Note Supplied	5
Legislative Measures Approved for Floor Consideration	3
Legislative Measures Assigned to Committee	3
Legislative Measures Reassigned to Committee	5
Perfunctory Adjournment	19
Perfunctory Session	14
Quorum Roll Call	3
Resolutions	17
State Mandates Fiscal Note Requested	5
Temporary Committee Assignments	3

Bill Number	Legislative Action	Page(s)
HB 0053	Third Reading	6
HB 0114	Third Reading	7
HB 0124	Committee Report – Floor Amendment/s	3
HB 0130	Third Reading	7
HB 0213	Third Reading	7
HB 0383	Committee Report – Floor Amendment/s	3
HB 0546	Motion	7
HJR 0020	Resolution	17
HJRCA 0013	Constitutional Amendment – First Reading	18
HJRCA 0014	Constitutional Amendment – First Reading	19
HR 0124	Committee Report	3
HR 0124	Adoption	6
HR 0136	Resolution	17

The House met pursuant to adjournment.
 Speaker of the House Madigan in the chair.
 Prayer by Roosevelt School for the Performing Arts Choir from Peoria, IL.
 Representative Schock 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:
 115 present. (ROLL CALL 1)

By unanimous consent, Representatives Daniels, Lindner and McKeon were excused from attendance.

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Granberg will replace Representative Hannig in the Committee on Rules on February 23, 2005.

REPORT FROM THE COMMITTEE ON RULES

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on February 23, 2005, reported the same back with the following recommendations:

LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:

That the Floor Amendment be reported "recommends be adopted":
 Amendment No. 1 to HOUSE BILL 383.
 Amendment No. 1 to HOUSE RESOLUTION 124.

That the resolution be reported "recommends be adopted" and be placed on the House Calendar:
 HOUSE RESOLUTION 124.

LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:

Aging: HOUSE BILLS 2527, 2537 and 3443.
 Agriculture & Conservation: HOUSE BILLS 2521 and 2550.
 Approp-Elementary & Secondary Education: HOUSE BILLS 3350, 3377, 3380, 3387 and 3388.
 Appropriations-General Services: HOUSE BILLS 2530, 2565, 3307, 3312, 3317, 3321, 3322, 3323, 3325, 3326, 3327, 3329, 3331, 3338, 3345, 3347, 3352, 3354, 3355, 3356, 3359, 3361, 3362, 3363, 3364, 3366, 3368, 3370, 3372, 3373, 3374, 3375, 3376, 3381, 3384, 3389, 3390, 3392, 3394, 3396, 3398 and 3399.
 Appropriations-Higher Education: HOUSE BILLS 2534, 3302, 3308, 3309, 3311, 3313, 3315, 3341, 3343, 3351, 3358, 3360, 3371, 3378, 3383 and 3395.
 Appropriations-Human Services: HOUSE BILLS 3303, 3305, 3314, 3337, 3346, 3349, 3353 and 3367.
 Appropriations-Public Safety: HOUSE BILLS 2555, 3304, 3306, 3310, 3316, 3319, 3320, 3324, 3333, 3339, 3348, 3357, 3365, 3369, 3379, 3382, 3385, 3386, 3391, 3393 and 3397.
 Child Support Enforcement: HOUSE BILLS 2443 and 2598.
 Consumer Protection: HOUSE BILLS 2429, 2571, 2594 and 2696.
 Elections & Campaign Reform: HOUSE BILL 2416.
 Elementary & Secondary Education: HOUSE BILLS 1577, 2437, 2584 and 2589.
 Environment & Energy: HOUSE BILLS 2572 and 2585.
 Executive: HOUSE BILLS 974, 1050, 1558, 1563, 1564, 1594, 1598, 1599, 2332, 2334, 2352, 2390, 2402, 2403, 2405, 2406, 2407, 2409, 2417, 2419, 2426, 2442, 2448, 2474, 2491, 2502, 2508, 2511, 2512, 2519, 2532, 2540, 2541, 2542, 2545, 2549, 2553, 2556, 2557, 2558, 2559, 2561, 2562, 2569, 2573, 2576, 2590, 2599, 2600, 2601, 2603, 2605, 2606, 2608, 2609, 2691, 2694, 2702, 2714, 2715, 2716, 2717, 2718, 2719, 2720, 2721, 2722, 2723, 2724, 2725, 2726, 2727, 2728, 2729, 2730, 2731, 2732, 2733, 2734, 2735, 2736, 2737, 2738, 2739, 2740, 2741, 2742, 2743, 2744, 2745, 2746, 2747, 2748, 2749, 2750, 2751, 2752, 2753, 2754, 2755, 2756, 2757, 2758, 2759, 2760, 2761, 2762, 2763, 2764, 2765, 2766, 2767, 2768, 2769, 2770, 2771, 2772, 2773, 2774, 2775, 2776, 2777, 2778, 2779, 2780, 2781, 2782, 2783, 2784, 2785, 2786,

2787, 2788, 2789, 2790, 2791, 2792, 2793, 2794, 2795, 2796, 2797, 2798, 2799, 2800, 2801, 2802, 2803, 2804, 2805, 2806, 2807, 2808, 2809, 2810, 2811, 2812, 2813, 2814, 2815, 2816, 2817, 2818, 2819, 2820, 2821, 2822, 2823, 2824, 2825, 2826, 2827, 2828, 2829, 2830, 2831, 2832, 2833, 2834, 2835, 2836, 2837, 2838, 2839, 2840, 2841, 2842, 2843, 2845, 2846, 2847, 2848, 2849, 2850, 2851, 2852, 2853, 2854, 2855, 2856, 2857, 2858, 2859, 2860, 2861, 2862, 2863, 2864, 2865, 2866, 2867, 2868, 2869, 2870, 2871, 2872, 2873, 2874, 2875, 2876, 2877, 2878, 2879, 2880, 2881, 2882, 2883, 2884, 2885, 2886, 2887, 2888, 2889, 2890, 2891, 2892, 2893, 2894, 2895, 2896, 2897, 2898, 2899, 2900, 2901, 2902, 2903, 2904, 2905, 2906, 2907, 2908, 2909, 2910, 2911, 2912, 2913, 2914, 2915, 2916, 2917, 2918, 2919, 2920, 2921, 2922, 2923, 2924, 2925, 2926, 2927, 2928, 2929, 2930, 2931, 2932, 2933, 2934, 2935, 2936, 2937, 2938, 2939, 2940, 2941, 2942, 2943, 2944, 2945, 2946, 2947, 2948, 2949, 2950, 2951, 2952, 2953, 2954, 2955, 2956, 2957, 2958, 2959, 2960, 2961, 2962, 2963, 2964, 2965, 2966, 2967, 2968, 2969, 2970, 2971, 2972, 2973, 2974, 2975, 2976, 2977, 2978, 2979, 2980, 2981, 2982, 2983, 2984, 2985, 2986, 2987, 2988, 2989, 2990, 2991, 2992, 2993, 2994, 2995, 2996, 2997, 2998, 2999, 3000, 3001, 3002, 3003, 3004, 3005, 3006, 3007, 3008, 3009, 3010, 3011, 3012, 3013, 3014, 3015, 3016, 3017, 3018, 3019, 3020, 3021, 3022, 3023, 3024, 3025, 3026, 3027, 3028, 3029, 3030, 3031, 3032, 3033, 3034, 3035, 3036, 3037, 3038, 3039, 3040, 3041, 3042, 3043, 3044, 3045, 3046, 3047, 3048, 3049, 3050, 3051, 3052, 3053, 3054, 3055, 3056, 3057, 3058, 3059, 3060, 3061, 3062, 3063, 3064, 3065, 3066, 3067, 3068, 3069, 3070, 3071, 3072, 3073, 3074, 3075, 3076, 3077, 3078, 3079, 3080, 3081, 3082, 3083, 3084, 3085, 3086, 3087, 3088, 3089, 3090, 3091, 3092, 3093, 3094, 3095, 3096, 3097, 3098, 3099, 3100, 3101, 3102, 3103, 3104, 3105, 3106, 3107, 3108, 3109, 3110, 3111, 3112, 3113, 3114, 3115, 3116, 3117, 3118, 3119, 3120, 3121, 3122, 3123, 3124, 3125, 3126, 3127, 3128, 3129, 3130, 3131, 3132, 3133, 3134, 3135, 3136, 3137, 3138, 3139, 3140, 3141, 3142, 3143, 3144, 3145, 3146, 3147, 3148, 3149, 3150, 3151, 3152, 3153, 3154, 3155, 3156, 3157, 3158, 3159, 3160, 3161, 3162, 3163, 3164, 3165, 3166, 3167, 3168, 3169, 3170, 3171, 3172, 3173, 3174, 3175, 3176, 3177, 3178, 3179, 3180, 3181, 3182, 3183, 3184, 3185, 3186, 3187, 3188, 3189, 3190, 3191, 3192, 3193, 3194, 3195, 3196, 3197, 3198, 3199, 3200, 3201, 3202, 3203, 3204, 3205, 3206, 3207, 3208, 3209, 3210, 3211, 3212, 3213, 3214, 3215, 3216, 3217, 3218, 3219, 3220, 3221, 3222, 3223, 3224, 3225, 3226, 3227, 3228, 3229, 3230, 3231, 3232, 3233, 3234, 3235, 3236, 3237, 3238, 3239, 3240, 3241, 3242, 3243, 3244, 3245, 3246, 3247, 3248, 3249, 3250, 3251, 3252, 3253, 3254, 3255, 3256, 3257, 3258, 3259, 3260, 3261, 3262, 3263, 3264, 3265, 3266, 3267, 3268, 3269, 3270, 3271, 3272, 3273, 3274, 3275, 3276, 3277, 3278, 3279, 3280, 3281, 3282, 3283, 3284, 3285, 3286, 3287, 3288, 3289, 3290, 3291, 3292, 3293, 3294, 3295, 3296, 3297, 3298, 3299, 3300, 3301, 3318, 3328, 3330, 3332, 3334, 3335, 3336, 3340, 3342, 3344, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3413, 3414, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428, 3429, 3430, 3431, 3432, 3433, 3434, 3435, 3436, 3437, 3438, 3439, 3440, 3441, 3442, 3444, 3445, 3446, 3447 and 3448.

Health Care Availability and Access: HOUSE BILLS 2535, 2544 and 2548.

Higher Education: HOUSE BILL 2515.

Human Services: HOUSE BILLS 2578 and 3420.

Insurance: HOUSE BILL 2583.

Judiciary I - Civil Law: HOUSE BILLS 2547, 2552, 2588 and 3415.

Judiciary II - Criminal Law: HOUSE BILLS 1557, 2520, 2543, 2580, 2582, 2597, 2604, 2612, 2614, 2697, 2698, 2699, 2700, 2701, 2704 and 3416.

Labor: HOUSE BILLS 2526, 2539 and 2695.

Local Government: HOUSE BILLS 2447, 2592, 2602, 2611, 2613, 2692 and 2713.

Personnel and Pensions: HOUSE BILLS 2371 and 2469.

Public Utilities: HOUSE BILL 2703.

Registration and Regulation: HOUSE BILLS 2524, 2525 and 2577.

Revenue: HOUSE BILLS 666, 1581, 2516, 2522, 2523, 2546, 2551, 2563, 2579, 2587, 2595, 2705, 2706, 2707, 2709, 2710 and 2711.

State Government Administration: HOUSE BILLS 2487, 2517, 2528, 2533, 2538, 2554, 2596, 2708 and 3417.

Telecommunications: HOUSE BILL 1595.

Transportation and Motor Vehicles: HOUSE BILLS 2456, 2507, 2560 and 2593.

Veterans Affairs: HOUSE BILL 2566.

LEGISLATIVE MEASURES REASSIGNED TO COMMITTEE:

HOUSE BILL 647 was recalled from the Committee on State Government Administration and reassigned to the Committee on Executive.

HOUSE BILL 1074 was recalled from the Committee on Executive and reassigned to the Committee on Agriculture & Conservation.

HOUSE BILL 1524 was recalled from the Committee on Executive and reassigned to the Committee on Elections & Campaign Reform.

HOUSE BILL 2367 was recalled from the Committee on Revenue and reassigned to the Committee on Executive.

HOUSE BILL 2476 was recalled from the Committee on Computer Technology and reassigned to the Committee on Telecommunications.

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

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

Y Currie(D), Chairperson
Y Granberg(D)(replacing Hannig)
Y Turner(D)

Y Black(R), Republican Spokesperson
A Hassert(R)

FISCAL NOTE SUPPLIED

A Fiscal Note has been supplied for HOUSE BILL 135.

JUDICIAL NOTE SUPPLIED

A Judicial Note has been supplied for HOUSE BILL 639.

REQUEST FOR FISCAL NOTES

Representative Black requested that a Fiscal Note be supplied for HOUSE BILL 672, as amended.

Representative Verschoore requested that a Fiscal Note be supplied for HOUSE BILL 672, as amended.

Representative Miller requested that a Fiscal Note be supplied for HOUSE BILL 246.

Representative Osterman requested that a Fiscal Note be supplied for HOUSE BILL 716.

REQUEST FOR STATE MANDATES FISCAL NOTES

Representative Black requested that a State Mandates Fiscal Note be supplied for HOUSE BILL 672, as amended.

Representative Verschoore requested that a State Mandates Note be supplied for HOUSE BILL 672, as amended.

REQUEST FOR HOME RULE NOTE

Representative Black requested that a Home Rule Note be supplied for HOUSE BILL 672, as amended.

REQUEST FOR BALANCED BUDGET NOTE

Representative Verschoore requested that a Balanced Budget Note be supplied for HOUSE BILL 672, as amended.

REQUEST FOR CORRECTIONAL NOTES

Representative Black requested that a Correctional Note be supplied for HOUSE BILL 1370.

Representative Osterman requested that a Correctional Note be supplied for HOUSE BILL 716.

REQUEST FOR JUDICIAL NOTE

Representative Black requested that a Judicial Note be supplied for HOUSE BILL 1370.

CHANGE OF SPONSORSHIPS

With the consent of the affected members, Representative Rita was removed as principal sponsor, and Representative Kelly became the new principal sponsor of HOUSE BILL 2467.

With the consent of the affected members, Representative Bellock was removed as principal sponsor, and Representative Moffitt became the new principal sponsor of HOUSE BILL 975.

DISTRIBUTION OF SUPPLEMENTAL CALENDAR

Supplemental Calendar No. 1 was distributed to the Members at 12:15 o'clock p.m.

RESOLUTION

Having been reported out of the Committee on Rules on February 23, 2005, HOUSE RESOLUTION 124 was taken up for consideration.

Representative Currie offered the following amendment and moved its adoption:

AMENDMENT NO. 1. Amend House Resolution 124 on page 5, line 33, by replacing "measured" with "measures".

The foregoing motion prevailed and Amendment No. 1 was adopted.

Representative Currie moved the adoption of the resolution, as amended.

And on that motion, a vote was taken resulting as follows:

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

(ROLL CALL 2)

The motion prevailed and the Resolution was adopted, as amended.

HOUSE BILLS ON THIRD READING

The following bills and any amendments adopted thereto were reproduced. These bills have been examined, any amendments thereto engrossed and any errors corrected. Any amendments still pending upon the passage or defeat of a bill on Third Reading are automatically tabled pursuant to Rule 40(a).

On motion of Representative Bellock, HOUSE BILL 53 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:

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

(ROLL CALL 3)

This bill, 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.

On motion of Representative Boland, HOUSE BILL 130 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:

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

(ROLL CALL 4)

This bill, 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.

On motion of Representative Feigenholtz, HOUSE BILL 114 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:

96, Yeas; 19, Nays; 0, Answering Present.

(ROLL CALL 5)

This bill, 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.

On motion of Representative Ryg, HOUSE BILL 213 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:

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

(ROLL CALL 6)

This bill, 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.

ACTION ON MOTIONS

Representative Black moved to table HOUSE BILLS 546 and 554.

The motion prevailed.

At the hour of 1:15 o'clock p.m., Representative Currie moved that the House do now adjourn until Thursday, February 24, 2005, at 12:00 o'clock noon, allowing perfunctory time for the Clerk.

The motion prevailed.

And the House stood adjourned.

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

February 23, 2005

0 YEAS

0 NAYS

115 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE RESOLUTION 124
 HOUSE RULES 94TH GA-AMENDS
 ADOPTED

February 23, 2005

115 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 53
 CRIM CD-TERRORISM-FOOD& WATER
 THIRD READING
 PASSED

February 23, 2005

115 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 130
 HOME HEALTH-DRUG DISPENSE
 THIRD READING
 PASSED

February 23, 2005

115 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 114
 ELEC CD-PRISON DETAINEES
 THIRD READING
 PASSED

February 23, 2005

96 YEAS

19 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 213
 MEDICAID-HOME HEALTH SERVICES
 THIRD READING
 PASSED

February 23, 2005

109 YEAS

3 NAYS

3 PRESENT

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

E - Denotes Excused Absence

19TH LEGISLATIVE DAY

Perfunctory Session

WEDNESDAY, FEBRUARY 23, 2005

At the hour of 1:33 o'clock p.m., the House convened perfunctory session.

INTRODUCTION AND FIRST READING OF BILLS

The following bills were introduced, read by title a first time, ordered reproduced and placed in the Committee on Rules:

HOUSE BILL 3420. Introduced by Representative McKeon, AN ACT concerning health.

HOUSE BILL 3421. Introduced by Representative Davis, Monique, AN ACT concerning transportation.

HOUSE BILL 3422. Introduced by Representative Davis, Monique, AN ACT concerning transportation.

HOUSE BILL 3423. Introduced by Representative Davis, Monique, AN ACT concerning education.

HOUSE BILL 3424. Introduced by Representative Davis, Monique, AN ACT concerning State government.

HOUSE BILL 3425. Introduced by Representative Davis, Monique, AN ACT concerning State government.

HOUSE BILL 3426. Introduced by Representative Davis, Monique, AN ACT concerning State government.

HOUSE BILL 3427. Introduced by Representative Davis, Monique, AN ACT concerning education.

HOUSE BILL 3428. Introduced by Representative Davis, Monique, AN ACT concerning education.

HOUSE BILL 3429. Introduced by Representative Davis, Monique, AN ACT concerning education.

HOUSE BILL 3430. Introduced by Representative Davis, Monique, AN ACT concerning education.

HOUSE BILL 3431. Introduced by Representative Davis, Monique, AN ACT concerning regulation.

HOUSE BILL 3432. Introduced by Representative Davis, Monique, AN ACT concerning civil law.

HOUSE BILL 3433. Introduced by Representative Davis, Monique, AN ACT concerning veterans.

HOUSE BILL 3434. Introduced by Representative Davis, Monique, AN ACT concerning veterans.

HOUSE BILL 3435. Introduced by Representative Davis, Monique, AN ACT concerning safety.

HOUSE BILL 3436. Introduced by Representative Davis, Monique, AN ACT concerning safety.

HOUSE BILL 3437. Introduced by Representative Davis, Monique, AN ACT concerning civil law.

HOUSE BILL 3438. Introduced by Representative Davis, Monique, AN ACT concerning business.

HOUSE BILL 3439. Introduced by Representative Davis, Monique, AN ACT concerning business.

- HOUSE BILL 3440. Introduced by Representative Davis, Monique, AN ACT concerning employment.
- HOUSE BILL 3441. Introduced by Representative Davis, Monique, AN ACT concerning employment.
- HOUSE BILL 3442. Introduced by Representative Davis, Monique, AN ACT concerning employment.
- HOUSE BILL 3443. Introduced by Representative Feigenholtz, AN ACT concerning State government.
- HOUSE BILL 3444. Introduced by Representative Davis, Monique, AN ACT concerning public employee benefits.
- HOUSE BILL 3445. Introduced by Representative Davis, Monique, AN ACT concerning revenue.
- HOUSE BILL 3446. Introduced by Representative Davis, Monique, AN ACT concerning public employee benefits.
- HOUSE BILL 3447. Introduced by Representative Davis, Monique, AN ACT concerning State government.
- HOUSE BILL 3448. Introduced by Representative Davis, Monique, AN ACT concerning finance.
- HOUSE BILL 3449. Introduced by Representative Schock, AN ACT concerning criminal law.
- HOUSE BILL 3450. Introduced by Representatives Bellock - Lindner, AN ACT concerning criminal law.
- HOUSE BILL 3451. Introduced by Representatives Bellock - Biggins, AN ACT concerning education.
- HOUSE BILL 3452. Introduced by Representative Madigan, AN ACT concerning employment.
- HOUSE BILL 3453. Introduced by Representative Winters, AN ACT concerning regulation.
- HOUSE BILL 3454. Introduced by Representative Bellock, AN ACT making appropriations.
- HOUSE BILL 3455. Introduced by Representative Jenisch, AN ACT concerning transportation.
- HOUSE BILL 3456. Introduced by Representative Pihos, AN ACT concerning financial institutions.
- HOUSE BILL 3457. Introduced by Representative Pihos, AN ACT concerning transportation.
- HOUSE BILL 3458. Introduced by Representative Pihos, AN ACT concerning criminal law.
- HOUSE BILL 3459. Introduced by Representative Tryon, AN ACT concerning local government.
- HOUSE BILL 3460. Introduced by Representatives Winters - Kosel, AN ACT concerning schools.
- HOUSE BILL 3461. Introduced by Representatives Hoffman - Bost, AN ACT making appropriations and reappropriations.
- HOUSE BILL 3462. Introduced by Representative Lindner, AN ACT concerning safety.
- HOUSE BILL 3463. Introduced by Representatives Jenisch - Mathias - Froehlich, AN ACT concerning transportation.
- HOUSE BILL 3464. Introduced by Representative Fritchey, AN ACT concerning title insurance.
- HOUSE BILL 3465. Introduced by Representative Brosnahan, AN ACT concerning State government.

- HOUSE BILL 3466. Introduced by Representative Lyons, AN ACT in relation to taxation.
- HOUSE BILL 3467. Introduced by Representative Patterson, AN ACT concerning State government.
- HOUSE BILL 3468. Introduced by Representative Younge, AN ACT concerning appropriations.
- HOUSE BILL 3469. Introduced by Representative Younge, AN ACT concerning veterans.
- HOUSE BILL 3470. Introduced by Representatives Hamos - Graham - McKeon, AN ACT concerning employment.
- HOUSE BILL 3471. Introduced by Representative Soto, AN ACT concerning employment.
- HOUSE BILL 3472. Introduced by Representative Boland, AN ACT concerning State government.
- HOUSE BILL 3473. Introduced by Representative Smith, AN ACT concerning regulation.
- HOUSE BILL 3474. Introduced by Representative Schmitz, AN ACT concerning revenue.
- HOUSE BILL 3475. Introduced by Representative Brady, AN ACT concerning local government.
- HOUSE BILL 3476. Introduced by Representative Younge, AN ACT concerning business.
- HOUSE BILL 3477. Introduced by Representative Brady, AN ACT making appropriations.
- HOUSE BILL 3478. Introduced by Representative Molaro, AN ACT concerning State government.
- HOUSE BILL 3479. Introduced by Representative Millner, AN ACT concerning regulation.
- HOUSE BILL 3480. Introduced by Representatives Kosel - Schock - Coulson, AN ACT concerning education.
- HOUSE BILL 3481. Introduced by Representative Winters, AN ACT concerning gaming.
- HOUSE BILL 3482. Introduced by Representatives Winters - Schock, AN ACT concerning appropriations.
- HOUSE BILL 3483. Introduced by Representatives Cultra - Black, AN ACT in relation to taxes.
- HOUSE BILL 3484. Introduced by Representative Bradley, Richard, AN ACT in relation to public employee benefits.
- HOUSE BILL 3485. Introduced by Representative Fritchey, AN ACT concerning employment.
- HOUSE BILL 3486. Introduced by Representative Hoffman, AN ACT concerning transportation.
- HOUSE BILL 3487. Introduced by Representatives Pritchard - Jenisch - Tryon - Leitch - Mathias and Reis, AN ACT concerning State finance.
- HOUSE BILL 3488. Introduced by Representative McCarthy, AN ACT concerning education.
- HOUSE BILL 3489. Introduced by Representative Granberg, AN ACT concerning criminal law.
- HOUSE BILL 3490. Introduced by Representative Granberg, AN ACT concerning criminal law.

HOUSE RESOLUTIONS

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

HOUSE RESOLUTION 136

Offered by Representative Watson:

WHEREAS, Brain Awareness Week is an international effort organized by the Dana Alliance for Brain Initiatives to advance public awareness about the progress and benefits of brain research; the Dana Alliance is joined in the campaign by partners in the United States and around the world, including medical and research organizations, patient advocacy groups, the National Institutes of Health and other government agencies, service groups, hospitals and universities, K-12 schools, and professional organizations; and

WHEREAS, The Pilot Club of Jacksonville is participating in this year's Brain Awareness Week; the Club is one of over 470 clubs in Pilot International, a global organization of executive, business, and professional leaders working together to improve the quality of life in local communities and throughout the world; and

WHEREAS, Pilot International provides guidance and encouragement to communities through sponsorship of safety and security awareness programs, especially as they relate to brain-related disorders; and

WHEREAS, Each year thousands of Illinoisans are diagnosed with devastating disorders of the brain, including Alzheimer's, schizophrenia, autism, and communication disorders, all of which cause considerable pain and suffering; and

WHEREAS, We are reaching a new era of discovery based on the rapid progress that is being made in the study of the brain and the powerful new tools available to neuroscientists; and

WHEREAS, These technical advances have already greatly benefited people who are incapacitated by spinal cord injuries, depressive disorders, epileptic seizures, Parkinson's disease, Huntington's disease, muscular dystrophy, cystic fibrosis, and other life-threatening disorders; and

WHEREAS, New insights from neuroscience research will give us a more concise understanding of how people become addicted to drugs and thereby provide more effective treatments for those with chemical dependencies; and

WHEREAS, Scientists at Illinois' premiere universities, private colleges, and research institutes are at the forefront of many of the most promising efforts to understand the complexities of the brain, to alleviate the pain and suffering associated with brain disorders and reduce the cost of treating neurological diseases; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we recognize the week of March 14-20, 2005, as Brain Awareness Week in the State of Illinois; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Pilot Club of Jacksonville.

HOUSE JOINT RESOLUTION 20

Offered by Representative Bellock:

WHEREAS, Illinois continues to experience the national phenomenon commonly referred to as "aging in place", wherein seniors are remaining in their own homes and would like to continue to live there; and

WHEREAS, Available transportation services are often inconvenient or inaccessible and are not adequately coordinated to provide comprehensive services that meet the wide-ranging needs of the elderly, such as medical appointments, errands, and shopping; and

WHEREAS, Many rural communities have no public and few private transportation services that are available to and meet the needs of seniors; and

WHEREAS, Many areas have jurisdictional boundaries on their transportation services that serve as artificial barriers to seniors accessing the neighboring communities to which they may need to go; and

WHEREAS, Many seniors in urban and rural communities do not have the financial means to utilize the private or alternative transportation services available in their areas; and

WHEREAS, Seniors in many urban and rural communities are unable to take advantage of community

services, such as adult day services, senior health clinics, senior centers, and congregate meals, all of which will allow them to remain independent and in their own homes for extended periods of time, without adequate transportation services; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the Department of Transportation is directed to do the following:

- (1) Conduct a statewide assessment of current needs, resources, and services and the anticipated future needs related to senior transportation in Illinois, in consultation with the Departments of Human Services, Public Aid, and Public Health and the Department on Aging;
- (2) Conduct a statewide comprehensive review and analysis of senior transportation that includes, but is not limited to, alternative transportation resources; methods to provide door to door transportation; the feasibility of coordinating funding and information through a centralized clearinghouse; methods to increase cross agency/department collaboration to facilitate coordination, enhance services, and at the same time address duplication and redundancies of programs and service methods to improve the quality and quantity of transportation services to better accommodate the needs of senior riders; identification of policy changes necessary to remove jurisdictional boundaries on alternative transportation services; and identification of policy changes to procurement procedures necessary to facilitate the purchase of accessible vehicles;
- (3) Develop recommendations that will improve the availability and coordination of senior transportation in all areas of the State, including recommended methods to provide door to door senior transportation;
- (4) Identify possible federal, State, and local funding sources that will assist in implementing and maintaining the recommendations; and
- (5) File a written report, including findings and recommendations consistent with this

Resolution, with the General Assembly and the Governor on or before December 31, 2006; and be it further

RESOLVED, That the Departments of Human Services, Public Aid, and Public Health, and the Department on Aging shall cooperate with the Department of Transportation in executing the requirements of this Resolution; and be it further

RESOLVED, That copies of this Resolution be delivered to the Directors of Public Aid, Public Health, and Aging and to the Secretaries of Transportation and Human Services.

**HOUSE JOINT RESOLUTIONS
CONSTITUTIONAL AMENDMENTS
FIRST READING**

Representative Cross introduced the following:

**HOUSE JOINT RESOLUTION
CONSTITUTIONAL AMENDMENT 13**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to add Section 13.5 to Article IV of the Illinois Constitution as follows:

ARTICLE XIII
GENERAL PROVISIONS

SECTION 13.5. PRE-TRIAL MEDICAL PEER REVIEW

(a) Notwithstanding any other provision of this Constitution, the General Assembly may provide by law for the pre-trial medical peer review of all medical malpractice actions, as defined by law, filed in Illinois. The review is non-binding, but any determination made as a result of the review is admissible at trial.

(b) This Section applies without regard to whether the claim or cause of action arises under or is derived from common law, a statute, or other law, including any claim or cause of action based or sounding in tort, contract, or any other theory or any combination of theories of liability.

(c) This Section applies to any law enacted by the General Assembly on, before, or after the effective

date of this Section.

(d) This Section and laws implementing this Section shall not be construed to be in conflict with the judicial power vested in the courts under Section 1 of Article VI or to violate the doctrine of separation of powers.

SCHEDULE

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

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 13 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

Representative Cross introduced the following:

HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 14

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to add Section 13.5 to Article IV of the Illinois Constitution as follows:

ARTICLE IV THE LEGISLATURE

SECTION 13.5. LIMITATION ON LIABILITY FOR NON-ECONOMIC DAMAGES

(a) In this Section "economic damages" means compensatory damages for any pecuniary loss or damage. The term does not include any loss or damage for past, present, and future physical pain and suffering, mental anguish and suffering, loss of consortium, loss of companionship and society, disfigurement, or physical impairment.

(b) Notwithstanding any other provision of this constitution, the General Assembly may determine by statute the limit of liability for all damages and losses other than economic damages of a provider of medical or health care with respect to treatment, lack of treatment, or other claimed departure from an accepted standard of medical or health care or safety that is or is claimed to be a cause of or that contributes or is claimed to contribute to the disease, injury, or death of a person. This subsection (b) applies without regard to whether the claim or cause of action arises under or is derived from common law, a statute, or other law, including any claim or cause of action based or sounding in tort, contract, or any other theory or any combination of theories of liability. The claim or cause of action includes a medical or health care liability claim as defined by the legislature.

(c) This Section applies to any law enacted by the General Assembly on or after the effective date of this constitutional amendment.

(d) A legislative exercise of authority under subsection (b) of this Section requires a majority vote of all the members elected to each house and must include language citing this Section.

SCHEDULE

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

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 14 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

At the hour of 1:47 o'clock p.m., the House Perfunctory Session adjourned.