

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-FOURTH GENERAL ASSEMBLY

24TH LEGISLATIVE DAY

REGULAR & PERFUNCTORY SESSION

WEDNESDAY, MARCH 2, 2005

12:33 O'CLOCK P.M.

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The House met pursuant to adjournment.
Speaker of the House Madigan in the chair.
Prayer by Reverend William Glisson, with the Progressive Baptist Church in Aurora, IL.
Representative Tenhouse 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:
116 present. (ROLL CALL 1)

By unanimous consent, Representatives Parke and Stephens were excused from attendance.

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Lang replaced Representative McKeon in the Committee on Housing and Urban Development on March 1, 2005.

Representative Black replaced Representative Millner in the Committee on Consumer Protection on March 1, 2005.

Representative Lindner replaced Representative Parke in the Committee on Consumer Protection on March 1, 2005.

Representative Eileen Lyons replaced Representative Hultgren in the Committee on Financial Institutions on March 1, 2005.

Representative Churchill replaced Representative Millner in the Committee on Transportation and Motor Vehicles on March 1, 2005.

Representative Beaubien replaced Representative Parke in the Committee on Insurance on March 1, 2005.

REPORT FROM THE COMMITTEE ON RULES

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on March 1, 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 211.
Amendment No. 1 to HOUSE BILL 250.
Amendment No. 1 to HOUSE BILL 264.
Amendment No. 1 to HOUSE BILL 294.
Amendment No. 2 to HOUSE BILL 361.
Amendment No. 1 to HOUSE BILL 610.
Amendment No. 1 to HOUSE BILL 657.
Amendment No. 1 to HOUSE BILL 748.
Amendment No. 1 to HOUSE BILL 782.
Amendment No. 1 to HOUSE BILL 1319.

That the resolution be reported "recommends be adopted" and be placed on the House Calendar:
HOUSE RESOLUTIONS 51, 62, 100 and 103.

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

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

Y Currie, Barbara(D), Chairperson
Y Hannig, Gary(D)

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

Y Turner,Arthur(D)

REPORTS FROM STANDING COMMITTEES

Representative Collins, Chairperson, from the Committee on Public Utilities to which the following were referred, action taken on March 1, 2005, 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: HOUSE BILL 466.

The committee roll call vote on House Bill 466 is as follows:

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

Y Collins,Annazette(D), Chairperson	Y Biggins,Bob(R)
Y Davis,Monique(D)	A Hassert,Brent(R)
Y Holbrook,Thomas(D), Vice-Chairperson	Y Jefferson,Charles(D)
A Jones,Lovana(D)	Y Leitch,David(R)
Y Saviano,Angelo(R)	Y Watson,Jim(R), Republican Spokesperson

Representative Granberg, Chairperson, from the Committee on Agriculture & Conservation to which the following were referred, action taken on March 1, 2005, reported the same back with the following recommendations:

That the bills be reported "do pass" and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 182 and 2521.

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 916.

The committee roll call vote on House Bill 182 is as follows:

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

Y Granberg,Kurt(D), Chairperson	Y Boland,Mike(D)
Y Cultra,Shane(R)	Y Dugan,Lisa(D)
Y Flider,Robert(D)	Y McGuire,Jack(D)
Y Moffitt,Donald(R), Republican Spokesperson	Y Myers,Richard(R)
Y Phelps,Brandon(D), Vice-Chairperson	Y Pritchard,Robert(R)
Y Reis,David(R)	Y Reitz,Dan(D)
Y Sacia,Jim(R)	Y Sommer,Keith(R)
Y Verschoore,Patrick(D)	

The committee roll call vote on House Bill 2521 is as follows:

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

Y Granberg,Kurt(D), Chairperson	Y Boland,Mike(D)
Y Cultra,Shane(R)	Y Dugan,Lisa(D)
Y Flider,Robert(D)	Y McGuire,Jack(D)
Y Moffitt,Donald(R), Republican Spokesperson	Y Myers,Richard(R)
Y Phelps,Brandon(D), Vice-Chairperson	Y Pritchard,Robert(R)
A Reis,David(R)	Y Reitz,Dan(D)
Y Sacia,Jim(R)	Y Sommer,Keith(R)
Y Verschoore,Patrick(D)	

The committee roll call vote on House Bill 916 is as follows:

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

Y Granberg,Kurt(D), Chairperson	Y Boland,Mike(D)
Y Cultra,Shane(R)	N Dugan,Lisa(D)
N Flider,Robert(D)	Y McGuire,Jack(D)
Y Moffitt,Donald(R), Republican Spokesperson	Y Myers,Richard(R)
Y Phelps,Brandon(D), Vice-Chairperson	Y Pritchard,Robert(R)

A Reis,David(R)
Y Sacia,Jim(R)
Y Verschoore,Patrick(D)

Y Reitz,Dan(D)
Y Sommer,Keith(R)

Representative Hoffman, Chairperson, from the Committee on Transportation and Motor Vehicles to which the following were referred, action taken on March 1, 2005, reported the same back with the following recommendations:

That the bills be reported "do pass" and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 2444 and 2510.

That the bills be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 996 and 2507.

The committee roll call vote on House Bills 2444, 2507 and 2510 is as follows:
25, Yeas; 0, Nays; 0, Answering Present.

Y Hoffman,Jay(D), Chairperson	Y Beiser,Daniel(D)
Y Black,William(R)	Y Bost,Mike(R)
A Brauer,Rich(R)	Y Brosnahan,James(D)
Y D'Amico,John(D)	Y Fritchey,John(D)
Y Froehlich,Paul(R)	Y Graham,Deborah(D)
Y Joyce,Kevin(D)	Y Lyons,Joseph(D)
Y Mathias,Sidney(R)	Y McAuliffe,Michael(R)
Y McCarthy,Kevin(D)	Y Mendoza,Susana(D)
Y Miller,David(D), Vice-Chairperson	Y Churchill,Robert(R) (replacing Millner)
A Molaro,Robert(D)	Y Nekritz,Elaine(D)
Y Poe,Raymond(R)	Y Soto,Cynthia(D)
Y Stephens,Ron(R)	Y Tenhouse,Art(R)
Y Tryon,Michael(R)	Y Wait,Ronald(R), Republican Spokesperson
Y Washington,Eddie(D)	

The committee roll call vote on House Bill 996 is as follows:
24, Yeas; 0, Nays; 0, Answering Present.

Y Hoffman,Jay(D), Chairperson	Y Beiser,Daniel(D)
Y Black,William(R)	Y Bost,Mike(R)
A Brauer,Rich(R)	Y Brosnahan,James(D)
Y D'Amico,John(D)	A Fritchey,John(D)
Y Froehlich,Paul(R)	Y Graham,Deborah(D)
Y Joyce,Kevin(D)	Y Lyons,Joseph(D)
Y Mathias,Sidney(R)	Y McAuliffe,Michael(R)
Y McCarthy,Kevin(D)	Y Mendoza,Susana(D)
Y Miller,David(D), Vice-Chairperson	Y Churchill,Robert(R) (replacing Millner)
A Molaro,Robert(D)	Y Nekritz,Elaine(D)
Y Poe,Raymond(R)	Y Soto,Cynthia(D)
Y Stephens,Ron(R)	Y Tenhouse,Art(R)
Y Tryon,Michael(R)	Y Wait,Ronald(R), Republican Spokesperson
Y Washington,Eddie(D)	

Representative Jefferson, Chairperson, from the Committee on Elections & Campaign Reform to which the following were referred, action taken on March 1, 2005, 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 2416.

The committee roll call vote on House Bill 2416 is as follows:
7, Yeas; 0, Nays; 0, Answering Present.

Y Jefferson, Charles(D), Chairperson
 Y Beiser, Daniel(D)
 Y Myers, Richard(R)
 Y Winters, Dave(R), Republican Spokesperson

Y D'Amico, John(D), Vice-Chairperson
 Y Flider, Robert(D)
 Y Wait, Ronald(R)

Representative Mautino, Chairperson, from the Committee on Insurance to which the following were referred, action taken on March 1, 2005, 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 1596.

The committee roll call vote on House Bill 1596 is as follows:

14, Yeas; 1, Nay; 0, Answering Present.

Y Mautino, Frank(D), Chairperson
 Y Bradley, Richard(D)
 Y Colvin, Marlow(D)
 A Dunn, Joe(R)
 Y Jenisch, Roger(R)
 A Mitchell, Bill(R)
 Y Osmond, JoAnn(R)
 Y Rita, Robert(D)
 Y Yarbrough, Karen(D), Vice-Chairperson

Y Berrios, Maria(D)
 N Brady, Dan(R)
 Y Dunkin, Kenneth(D)
 Y Feigenholtz, Sara(D)
 Y Lang, Lou(D)
 Y Munson, Ruth(R)
 Y Beaubien(R) (replacing Parke)
 Y Rose, Chapin(R)

Representative Boland, Chairperson, from the Committee on Financial Institutions to which the following were referred, action taken on March 1, 2005, reported the same back with the following recommendations:

That the bills be reported "do pass" and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 947 and 2404.

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 1301.

The committee roll call vote on House Bill 2404 is as follows:

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

Y Boland, Mike(D), Chairperson
 Y Bellock, Patricia(R)
 A Brauer, Rich(R)
 Y Coulson, Elizabeth(R)
 Y Davis, Monique(D)
 Y Dunn, Joe(R)
 A Giles, Calvin(D)
 Y Lyons, Eileen(R) (replacing Hultgren)
 Y Jones, Lovana(D)
 Y Mautino, Frank(D)
 Y McCarthy, Kevin(D)
 A Munson, Ruth(R)
 Y Reis, David(R)
 Y Rose, Chapin(R)
 Y Smith, Michael(D)

Y Acevedo, Edward(D)
 Y Bradley, Richard(D)
 A Burke, Daniel(D), Vice-Chairperson
 Y Cultra, Shane(R)
 Y Dunkin, Kenneth(D)
 Y Fritchey, John(D)
 Y Holbrook, Thomas(D)
 Y Jenisch, Roger(R)
 Y Lyons, Joseph(D)
 Y McAuliffe, Michael(R)
 Y Mitchell, Bill(R), Republican Spokesperson
 A Osterman, Harry(D)
 Y Reitz, Dan(D)
 Y Schock, Aaron(R)
 Y Watson, Jim(R)

The committee roll call vote on House Bills 947 and 1301 is as follows:

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

Y Boland, Mike(D), Chairperson
 Y Bellock, Patricia(R)
 A Brauer, Rich(R)
 Y Coulson, Elizabeth(R)

Y Acevedo, Edward(D)
 Y Bradley, Richard(D)
 Y Burke, Daniel(D), Vice-Chairperson
 Y Cultra, Shane(R)

Y Davis, Monique(D)	Y Dunkin, Kenneth(D)
Y Dunn, Joe(R)	Y Fritchey, John(D)
Y Giles, Calvin(D)	Y Holbrook, Thomas(D)
Y Lyons, Eileen(R) (replacing Hultgren)	Y Jenisch, Roger(R)
Y Jones, Lovana(D)	Y Lyons, Joseph(D)
Y Mautino, Frank(D)	Y McAuliffe, Michael(R)
Y McCarthy, Kevin(D)	Y Mitchell, Bill(R), Republican Spokesperson
A Munson, Ruth(R)	A Osterman, Harry(D)
Y Reis, David(R)	Y Reitz, Dan(D)
Y Rose, Chapin(R)	Y Schock, Aaron(R)
Y Smith, Michael(D)	Y Watson, Jim(R)

Representative Colvin, Chairperson, from the Committee on Consumer Protection to which the following were referred, action taken on March 1, 2005, reported the same back with the following recommendations:

That the bills be reported "do pass" and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 2594 and 2696.

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 873.

The committee roll call vote on House Bill 873 is as follows:

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

Y Colvin, Marlow(D), Chairperson	Y Gordon, Careen(D), Vice-Chairperson
Y Bost, Mike(R)	Y Brady, Dan(R), Republican Spokesperson
P Chapa LaVia, Linda(D)	P Mendoza, Susana(D)
Y Black, William(R) (replacing Millner)	Y Lindner, Patricia(R) (replacing Parke)
Y Rita, Robert(D)	Y Scully, George(D)
A Tenhouse, Art(R)	Y Tryon, Michael(R)
P Washington, Eddie(D)	

The committee roll call vote on House Bill 2696 is as follows:

12, Yeas; 1, Nay; 0, Answering Present.

Y Colvin, Marlow(D), Chairperson	Y Gordon, Careen(D), Vice-Chairperson
Y Bost, Mike(R)	Y Brady, Dan(R), Republican Spokesperson
Y Chapa LaVia, Linda(D)	Y Mendoza, Susana(D)
N Black, William(R) (replacing Millner)	Y Lindner, Patricia(R) (replacing Parke)
Y Rita, Robert(D)	Y Scully, George(D)
Y Tenhouse, Art(R)	Y Tryon, Michael(R)
Y Washington, Eddie(D)	

The committee roll call vote on House Bill 2594 is as follows:

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

Y Colvin, Marlow(D), Chairperson	Y Gordon, Careen(D), Vice-Chairperson
N Bost, Mike(R)	Y Brady, Dan(R), Republican Spokesperson
Y Chapa LaVia, Linda(D)	Y Mendoza, Susana(D)
N Black, William(R) (replacing Millner)	Y Lindner, Patricia(R) (replacing Parke)
Y Rita, Robert(D)	Y Scully, George(D)
A Tenhouse, Art(R)	Y Tryon, Michael(R)
Y Washington, Eddie(D)	

Representative Yarbrough, Chairperson, from the Committee on Housing and Urban Development to which the following were referred, action taken on March 1, 2005, 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: HOUSE BILL 45.

The committee roll call vote on House Bill 45 is as follows:

14, Yeas; 1, Nay; 1, Answering Present.

Y Yarbrough, Karen(D), Chairperson	Y Bassi, Suzanne(R)
P Biggins, Bob(R)	Y Froehlich, Paul(R)
Y Graham, Deborah(D)	Y Hamos, Julie(D)
Y Kelly, Robin(D)	Y Leitch, David(R), Republican Spokesperson
Y Lang(D)(replacing McKeon)	Y Nekritz, Elaine(D)
Y Patterson, Milton(D)	Y Pihos, Sandra(R)
Y Poe, Raymond(R)	Y Ryg, Kathleen(D)
N Schmitz, Timothy(R)	Y Younge, Wyvetter(D)

Representative Flowers, Chairperson, from the Committee on Health Care Availability and Access to which the following were referred, action taken on March 1, 2005, 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 2451.

That the bills be reported “do pass as amended” and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 176, 252 and 399.

The committee roll call vote on House Bills 252 and 2451 is as follows:

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

Y Flowers, Mary(D), Chairperson	Y Bailey, Patricia(D), Vice-Chairperson
Y Chavez, Michelle(D)	Y Dugan, Lisa(D)
Y Howard, Constance(D)	Y Krause, Carolyn(R)
Y Mathias, Sidney(R)	Y May, Karen(D)
Y Mulligan, Rosemary(R)	Y Osmond, JoAnn(R), Republican Spokesperson
Y Sommer, Keith(R)	

The committee roll call vote on House Bill 176 is as follows:

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

Y Flowers, Mary(D), Chairperson	Y Bailey, Patricia(D), Vice-Chairperson
Y Chavez, Michelle(D)	Y Dugan, Lisa(D)
Y Howard, Constance(D)	Y Krause, Carolyn(R)
Y Mathias, Sidney(R)	Y May, Karen(D)
N Mulligan, Rosemary(R)	Y Osmond, JoAnn(R), Republican Spokesperson
N Sommer, Keith(R)	

The committee roll call vote on House Bill 399 is as follows:

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

Y Flowers, Mary(D), Chairperson	Y Bailey, Patricia(D), Vice-Chairperson
Y Chavez, Michelle(D)	Y Dugan, Lisa(D)
Y Howard, Constance(D)	Y Krause, Carolyn(R)
Y Mathias, Sidney(R)	Y May, Karen(D)
Y Mulligan, Rosemary(R)	Y Osmond, JoAnn(R), Republican Spokesperson
A Sommer, Keith(R)	

MOTIONS SUBMITTED

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

MOTION

Pursuant to Rule 60(b), I move to table HOUSE BILL 46.

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

MOTION

Pursuant to Rule 60(b), I move to table HOUSE BILL 385.

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

MOTION

Pursuant to Rule 60(b), I move to table HOUSE BILL 545.

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

MOTION

Pursuant to Rule 60(b), I move to table HOUSE BILL 553.

Representative Millner submitted the following written motion, which was placed on the order of Motions in Writing:

MOTION

Pursuant to Rule 60(b), I move to table HOUSE BILL 886.

Representative Millner submitted the following written motion, which was placed on the order of Motions in Writing:

MOTION

Pursuant to Rule 60(b), I move to table HOUSE BILL 894.

Representative Millner submitted the following written motion, which was placed on the order of Motions in Writing:

MOTION

Pursuant to Rule 60(b), I move to table HOUSE BILL 896.

Representative Millner submitted the following written motion, which was placed on the order of Motions in Writing:

MOTION

Pursuant to Rule 60(b), I move to table HOUSE BILL 897.

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

MOTION

Pursuant to Rule 60(b), I move to table HOUSE BILL 1034.

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

MOTION

Pursuant to Rule 60(b), I move to table HOUSE BILL 1598.

FISCAL NOTES SUPPLIED

Fiscal Notes have been supplied for HOUSE BILLS 246, 2396, 3760, and 3761.

STATE MANDATES FISCAL NOTES SUPPLIED

State Mandates Fiscal Notes have been supplied for HOUSE BILLS 187, 461, 639, and 672, as amended.

HOME RULE NOTES SUPPLIED

Home Rule Notes have been supplied for HOUSE BILLS 461, 672, as amended, and 935.

REQUEST FOR FISCAL NOTES

Representative Black requested that Fiscal Notes be supplied for HOUSE BILLS 524, 923, and 1039.

REQUEST FOR CORRECTIONAL NOTES

Representative Black requested that Correctional Notes be supplied for HOUSE BILLS 524, 923, and 1039.

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 passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE BILL NO. 1

A bill for AN ACT concerning State government.

SENATE BILL NO. 6

A bill for AN ACT concerning employment.

SENATE BILL NO. 36

A bill for AN ACT concerning public employee benefits.

SENATE BILL NO. 45

A bill for AN ACT concerning criminal law.

SENATE BILL NO. 53

A bill for AN ACT concerning firearm ammunition.

SENATE BILL NO. 67

A bill for AN ACT concerning pollution control.

SENATE BILL NO. 78

A bill for AN ACT concerning criminal law.

SENATE BILL NO. 79

A bill for AN ACT concerning revenue.

SENATE BILL NO. 102

A bill for AN ACT concerning criminal law.

Passed by the Senate, March 2, 2005.

Linda Hawker, Secretary of the Senate

The foregoing SENATE BILLS 1, 6, 36, 45, 53, 67, 78, 79 and 102 were ordered reproduced and placed on the order of Senate Bills - First Reading.

AGREED RESOLUTIONS

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

HOUSE RESOLUTION 183

Offered by Representatives McCarthy, Kosel, Brosnahan and Scully:
Congratulates Ed Zabrocki on his retirement from Chicago's Brother Rice High School at the end of the school year.

HOUSE RESOLUTION 184

Offered by Representative Mathias:
Congratulates the St. Alphonsus Lignori School in Prospect Heights on being named a 2004 No Child Left Behind Blue Ribbon School of Excellence.

HOUSE RESOLUTION 185

Offered by Representative Granberg:
Congratulates the Carlyle Rotary Club on the occasion of the 100th anniversary of Rotary International.

ACTION ON MOTIOS

Representative Jefferson asked and obtained unanimous consent to table HOUSE BILL 2565.

Representative William Davis asked and obtained unanimous consent to table HOUSE BILL 1508.

HOUSE BILL ON SECOND READING

Having been reproduced, the following bill was taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILL 2467.

SUSPEND POSTING REQUIREMENTS

Pursuant to Rule 25, Representative Franks moved to suspend the posting requirements in Rule 21 in relation to House Bills 14, 19, 52, 116, 124, 144, 152, 201, 205, 209, 226, 234, 235, 352, 476, 483, 491, 567, 638, 670, 711, 769, 1016, 1053, 1064, 1073, 1093, 1097, 1146, 1363, 1364, 1371, 1380, 1457, 2349, 2359, 2377, 2388, 2396, 2436, 2445, 2455, 2484, 2487, 2489, 2517, 2528, 2533, 2536, 2538, 2554, 2596, 2689, 2693, 2708, and 3417 to be heard in the State Government Administration Committee.

The motion prevailed.

ACTION ON MOTIONS

Representative Graham asked and obtained unanimous consent to table HOUSE BILL 525.

Representative Bailey asked and obtained unanimous consent to table HOUSE BILL 1446.

Representative Froehlich asked and obtained unanimous consent to table HOUSE BILL 22.

Representative Mathias asked and obtained unanimous consent to table HOUSE BILL 346.

Representative Delgado asked and obtained unanimous consent to table HOUSE BILL 202.

Representative Soto asked and obtained unanimous consent to table HOUSE BILL 719.

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 Giles, HOUSE BILL 527 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: 88, Yeas; 27, Nays; 1, Answering Present.

(ROLL CALL 2)

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 Howard, HOUSE BILL 611 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: 71, Yeas; 45, 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 Black, HOUSE BILL 708 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: 113, Yeas; 3, 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 763 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: 116, Yeas; 0, 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 Soto, HOUSE BILL 785 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: 116, Yeas; 0, Nays; 0, 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.

On motion of Representative Richard Bradley, HOUSE BILL 806 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: 116, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 7)

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.

DISTRIBUTION OF SUPPLEMENTAL CALENDAR

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

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 Gordon, HOUSE BILL 880 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: 116, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 8)

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 Miller, HOUSE BILL 884 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: 116, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 9)

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 Mendoza, HOUSE BILL 885 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: 112, Yeas; 1, Nay; 3, Answering Present.

(ROLL CALL 10)

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 Black, HOUSE BILL 887 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: 114, Yeas; 0, Nays; 1, Answering Present.

(ROLL CALL 11)

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 Black, HOUSE BILL 888 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; 1, Answering Present.
(ROLL CALL 12)

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.

HOUSE BILLS ON SECOND READING

Having been reproduced, the following bills were taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILLS 132 and 165.

HOUSE BILL 339. Having been read by title a second time on February 3, 2005, and held on the order of Second Reading, the same was again taken up.

Representative Currie offered and withdrew Floor Amendment No. 2.

Floor Amendment No. 3 remained in the Committee on Rules.

Representative Currie offered the following amendment and moved its adoption.

AMENDMENT NO. 4. Amend House Bill 339, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Counties Code is amended by changing Section 4-11001 as follows:
(55 ILCS 5/4-11001) (from Ch. 34, par. 4-11001)

Sec. 4-11001. Juror fees. Each county shall pay to grand and petit jurors for their services in attending courts the sum of \$4 until a juror fund fee is imposed and \$25 thereafter for each day of necessary attendance at such courts as jurors in counties of the first class, the sum of \$5 until a juror fund fee is imposed and \$30 thereafter for each day in counties of the second class, and the sum of \$10 until a juror fund fee is imposed and \$40 thereafter for each day in counties of the third class, or such higher amount as may be fixed by the county board.

In addition, jurors shall receive such travel expense as may be determined by the county board, provided that jurors in counties of the first class and second class shall receive at least 10 cents per mile for their travel expense. Mileage shall be allowed for travel during a juror's term as well as for travel at the opening and closing of his term.

If a judge so orders, a juror shall also receive reimbursement for the actual cost of day care incurred by the juror during his or her service on a jury.

The juror fees for service, transportation, and day care shall be paid out of the county treasury until a juror fund fee is imposed and out of the County Juror Fund thereafter.

For the purposes of funding juror fees, the clerk of court shall collect a juror fund fee, as fixed by the county board, from each plaintiff and defendant in an action. Within 180 days after the effective date of this amendatory Act of the 94th General Assembly, the county board must conduct an acceptable cost study and set and impose an initial juror fund fee justified by that cost study as sufficient to pay the increased amount of the juror fees as provided in this amendatory Act of the 94th General Assembly. The county board may thereafter adjust the amount of the juror fund fee, but any increase must be justified by an acceptable cost study showing that the then current fee is not sufficient to cover the costs of juror fees.

The clerk shall deposit all of the juror fund fees collected into a special county fund, the County Juror Fund, which shall be used solely for the purpose of funding juror fees in accordance with this Section. Within 10 business days after the juror fund fee is initially imposed, and each month thereafter, the county treasurer must transfer one-twelfth of the base amount from the county treasury into the Fund. The "base

amount" is the total amount of all juror fees paid from the county treasury during the 12-month period immediately preceding the month in which the juror fund fee is initially imposed. All moneys in the Fund and all income earned on those moneys shall remain in the Fund and shall be available for appropriation by the county board from fiscal year to fiscal year for the purposes provided in this Section.

The following parties are exempt from payment of juror fund fees:

- (i) governmental entities;
- (ii) pro se litigants;
- (iii) parties to small claims actions;
- (iv) parties seeking veterans' benefits or compensation for a veteran or for a veteran's family member or designee;
- (v) parties to recoupment actions for government-backed educational loans or mortgages;
- (vi) parties to child custody or child support cases;
- (vii) parties to actions under the Illinois Domestic Violence Act of 1986;
- (viii) parties granted leave to commence and prosecute or to defend an action as a poor person without the payment of costs and expenses; and
- (ix) parties to any other filings designated by Supreme Court rule that involve minimal use of court resources and that are not customarily afforded the opportunity for a trial by jury.

In a class action, the court shall determine the amount of the fee, if any, to be charged to each plaintiff and defendant as equity requires.

The clerk of the court shall furnish to each juror without fee whenever the juror he is discharged a certificate of the number of days' attendance at court, and upon presentation thereof to the county treasurer, the county treasurer he shall pay to the juror the sum provided for the juror's his service.

All counties, including home rule units, must comply with the requirements of this Section. Juror fees may not be set, administered, or paid in a manner inconsistent with this Section. This Section is a limitation under subsection (i) of Section 6 of Article VII of the Illinois Constitution on the concurrent exercise by home rule units of powers and functions exercised by the State.

(Source: P.A. 91-321, eff. 1-1-00.)

Section 90. The State Mandates Act is amended by adding Section 8.29 as follows:

(30 ILCS 805/8.29 new)

Sec. 8.29. Exempt mandate. Notwithstanding Sections 6 and 8 of this Act, no reimbursement by the State is required for the implementation of any mandate created by this amendatory Act of the 94th General Assembly.

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

The foregoing motion prevailed and Amendment No. 4 was adopted.

There being no further amendments, the foregoing Amendment No. 4 was ordered engrossed; and the bill, as amended, was again advanced to the order of Third Reading.

HOUSE BILL 173. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Judiciary I - Civil Law, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 173 by replacing everything after the enacting clause with the following:

"Section 5. The Income Withholding for Support Act is amended by changing Section 20 as follows:

(750 ILCS 28/20)

Sec. 20. Entry of order for support containing income withholding provisions; income withholding notice.

(a) In addition to any content required under other laws, every order for support entered on or after July 1, 1997, shall:

- (1) Require an income withholding notice to be prepared and served immediately upon any payor of the obligor by the obligee or public office, unless a written agreement is reached between and signed by both parties providing for an alternative arrangement, approved and entered into the record by the court, which ensures payment of support. In that case, the order for support shall provide that an income withholding notice is to be prepared and served only if the obligor becomes delinquent in paying

the order for support; and

(2) Contain a dollar amount to be paid until payment in full of any delinquency that accrues after entry of the order for support. The amount for payment of delinquency shall not be less than 20% of the total of the current support amount and the amount to be paid periodically for payment of any arrearage stated in the order for support; and

(3) Include the obligor's Social Security Number, which the obligor shall disclose to the court. If the obligor is not a United States citizen, the obligor shall disclose to the court, and the court shall include in the order for support, the obligor's alien registration number, passport number, and home country's social security or national health number, if applicable.

(b) At the time the order for support is entered, the Clerk of the Circuit Court shall provide a copy of the order to the obligor and shall make copies available to the obligee and public office.

(c) The income withholding notice shall:

(1) be in the standard format prescribed by the federal Department of Health and Human Services; and

(1.1) state the date of entry of the order for support upon which the income withholding notice is based; and

(2) direct any payor to withhold the dollar amount required for current support under the order for support; and

(3) direct any payor to withhold the dollar amount required to be paid periodically under the order for support for payment of the amount of any arrearage stated in the order for support; and

(4) direct any payor or labor union or trade union to enroll a child as a beneficiary of a health insurance plan and withhold or cause to be withheld, if applicable, any required premiums; and

(5) state the amount of the payor income withholding fee specified under this Section; and

(6) state that the amount actually withheld from the obligor's income for support and other purposes, including the payor withholding fee specified under this Section, may not be in excess of the maximum amount permitted under the federal Consumer Credit Protection Act; and

(7) state the duties of the payor and the fines and penalties for failure to withhold and pay over income and for discharging, disciplining, refusing to hire, or otherwise penalizing the obligor because of the duty to withhold and pay over income under this Section; and

(8) state the rights, remedies, and duties of the obligor under this Section; and

(9) ~~include the Social Security number of the obligor; and include the Social Security Numbers of the obligor, the obligee, and the child or children included in the order for support; and~~

(10) include the date that withholding for current support terminates, which shall be the date of termination of the current support obligation set forth in the order for support; and

(11) contain the signature of the obligee or the printed name and telephone number of the authorized representative of the public office, except that the failure to contain the signature of the obligee or the printed name and telephone number of the authorized representative of the public office shall not affect the validity of the income withholding notice; and

(12) direct any payor to pay over amounts withheld for payment of support to the State Disbursement Unit.

(d) The accrual of a delinquency as a condition for service of an income withholding notice, under the exception to immediate withholding in subsection (a) of this Section, shall apply only to the initial service of an income withholding notice on a payor of the obligor.

(e) Notwithstanding the exception to immediate withholding contained in subsection (a) of this Section, if the court finds at the time of any hearing that an arrearage has accrued, the court shall order immediate service of an income withholding notice upon the payor.

(f) If the order for support, under the exception to immediate withholding contained in subsection (a) of this Section, provides that an income withholding notice is to be prepared and served only if the obligor becomes delinquent in paying the order for support, the obligor may execute a written waiver of that condition and request immediate service on the payor.

(g) The obligee or public office may serve the income withholding notice on the payor or its superintendent, manager, or other agent by ordinary mail or certified mail return receipt requested, by facsimile transmission or other electronic means, by personal delivery, or by any method provided by law for service of a summons. At the time of service on the payor and as notice that withholding has

commenced, the obligee or public office shall serve a copy of the income withholding notice on the obligor by ordinary mail addressed to his or her last known address. A copy of the income withholding notice together with proofs of service on the payor and the obligor shall be filed with the Clerk of the Circuit Court.

(h) At any time after the initial service of an income withholding notice, any other payor of the obligor may be served with the same income withholding notice without further notice to the obligor. A copy of the income withholding notice together with a proof of service on the other payor shall be filed with the Clerk of the Circuit Court.

(i) New service of an income withholding notice is not required in order to resume withholding of income in the case of an obligor with respect to whom an income withholding notice was previously served on the payor if withholding of income was terminated because of an interruption in the obligor's employment of less than 180 days.

(Source: P.A. 90-673, eff. 1-1-99; incorporates P.A. 90-790, eff. 8-14-98; 91-212, eff. 7-20-99; 91-357, eff. 7-29-99.)"

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 350. Having been recalled on February 9, 2005, and held on the order of Second Reading, the same was again taken up.

Representative Joyce offered the following amendments and moved their adoption.

AMENDMENT NO. 1. Amend House Bill 350 on page 1, line 6, by inserting after "5-6-4" the following:

"and by adding Article 17 to Chapter III"; and

on page 2, line 14, by inserting after the semicolon the following:

"the provisions of this paragraph do not apply to a person convicted of a sex offense who is placed in a Department of Corrections licensed transitional housing facility for sex offenders."; and

on page 10, by inserting below line 13 the following:

"(730 ILCS 5/Ch. III Art. 17 heading new)

ARTICLE 17. TRANSITIONAL HOUSING FOR SEX OFFENDERS

(730 ILCS 5/3-17-1 new)

Sec. 3-17-1. Transitional housing for sex offenders. This Article may be cited as the Transitional Housing For Sex Offenders Law.

(730 ILCS 5/3-17-5 new)

Sec. 3-17-5. Transitional housing; licensing.

(a) The Department of Corrections shall license transitional housing facilities for persons convicted of or placed on supervision for sex offenses as defined in the Sex Offender Management Board Act.

(b) A transitional housing facility must meet the following criteria to be licensed by the Department:

(1) The facility shall provide housing to a sex offender for a period not to exceed 90 days.

(2) The Department of Corrections must approve a treatment plan and counseling for each sex offender residing in the transitional housing.

(3) The transitional housing facility must provide security 24 hours each day and 7 days each week approved by the Department.

(4) The facility must notify the police department, public and private elementary and secondary schools, public libraries, and each residential home and apartment complex located within 500 feet of the transitional housing facility of the name and address of the sex offender residing in the facility.

(c) The Department of Corrections shall establish rules consistent with this Section establishing licensing procedures for transitional housing facilities for sex offenders. The rules shall be adopted within 60 days after the effective date of this amendatory Act of the 94th General Assembly.

(d) The Department of Corrections shall maintain a file on each sex offender housed in a transitional housing facility. The file shall contain efforts of the Department in placing a sex offender in non-transitional housing, efforts of the Department to place the sex offender in a county from which he or she was convicted, the anticipated length of stay of each sex offender in the transitional housing facility, the number of sex offenders residing in the transitional housing facility, and the services to be provided the sex offender while he or she resides in the transitional housing facility.

(e) The Department of Corrections shall, on or before December 31 of each year, file a report with the General Assembly on the number of transitional housing facilities for sex offenders licensed by the Department, the addresses of each licensed facility, how many sex offenders are housed in each facility, and the particular sex offense that each resident of the transitional housing facility committed."; and

on page 12, line 33, by inserting after the semicolon the following:

"the provisions of this paragraph do not apply to a person convicted of a sex offense who is placed in a Department of Corrections licensed transitional housing facility for sex offenders.;"; and

on page 27, line 15, by inserting after the period the following:

"The provisions of this subsection (o) do not apply to a person convicted of a sex offense who is placed in a Department of Corrections licensed transitional housing facility for sex offenders.;"; and

on page 31, by inserting below line 9 the following:

"Section 15. The Sex Offender and Child Murderer Community Notification Law is amended by changing Section 120 as follows:

(730 ILCS 152/120)

Sec. 120. Community notification of sex offenders.

(a) The sheriff of the county, except Cook County, shall disclose to the following the name, address, date of birth, place of employment, school attended, and offense or adjudication of all sex offenders required to register under Section 3 of the Sex Offender Registration Act:

(1) The boards of institutions of higher education or other appropriate administrative offices of each non-public institution of higher education located in the county where the sex offender is required to register, resides, is employed, or is attending an institution of higher education; and

(2) School boards of public school districts and the principal or other appropriate administrative officer of each nonpublic school located in the county where the sex offender is required to register or is employed; and

(3) Child care facilities located in the county where the sex offender is required to register or is employed.

(a-2) The sheriff of Cook County shall disclose to the following the name, address, date of birth, place of employment, school attended, and offense or adjudication of all sex offenders required to register under Section 3 of the Sex Offender Registration Act:

(1) School boards of public school districts and the principal or other appropriate administrative officer of each nonpublic school located within the region of Cook County, as those public school districts and nonpublic schools are identified in LEADS, other than the City of Chicago, where the sex offender is required to register or is employed; and

(2) Child care facilities located within the region of Cook County, as those child care facilities are identified in LEADS, other than the City of Chicago, where the sex offender is required to register or is employed; and

(3) The boards of institutions of higher education or other appropriate administrative offices of each non-public institution of higher education located in the county, other than the City of Chicago, where the sex offender is required to register, resides, is employed, or attending an institution of higher education.

(a-3) The Chicago Police Department shall disclose to the following the name, address, date of birth, place of employment, school attended, and offense or adjudication of all sex offenders required to register under Section 3 of the Sex Offender Registration Act:

(1) School boards of public school districts and the principal or other appropriate administrative officer of each nonpublic school located in the police district where the sex offender is required to register or is employed if the offender is required to register or is employed in the City of Chicago; and

(2) Child care facilities located in the police district where the sex offender is required to register or is employed if the offender is required to register or is employed in the City of Chicago; and

(3) The boards of institutions of higher education or other appropriate administrative offices of each non-public institution of higher education located in the police district where the sex offender is required to register, resides, is employed, or attending an institution of higher education in the City of Chicago.

(a-4) The Department of State Police shall provide a list of sex offenders required to register to the Illinois Department of Children and Family Services.

(b) The Department of State Police and any law enforcement agency may disclose, in the Department's

or agency's discretion, the following information to any person likely to encounter a sex offender, or sexual predator:

- (1) The offender's name, address, and date of birth.
- (2) The offense for which the offender was convicted.
- (3) Adjudication as a sexually dangerous person.
- (4) The offender's photograph or other such information that will help identify the sex offender.
- (5) Offender employment information, to protect public safety.

(c) The name, address, date of birth, and offense or adjudication for sex offenders required to register under Section 3 of the Sex Offender Registration Act shall be open to inspection by the public as provided in this Section. Every municipal police department shall make available at its headquarters the information on all sex offenders who are required to register in the municipality under the Sex Offender Registration Act. The sheriff shall also make available at his or her headquarters the information on all sex offenders who are required to register under that Act and who live in unincorporated areas of the county. Sex offender information must be made available for public inspection to any person, no later than 72 hours or 3 business days from the date of the request. The request must be made in person, in writing, or by telephone. Availability must include giving the inquirer access to a facility where the information may be copied. A department or sheriff may charge a fee, but the fee may not exceed the actual costs of copying the information. An inquirer must be allowed to copy this information in his or her own handwriting. A department or sheriff must allow access to the information during normal public working hours. The sheriff or a municipal police department may publish the photographs of sex offenders where any victim was 13 years of age or younger and who are required to register in the municipality or county under the Sex Offender Registration Act in a newspaper or magazine of general circulation in the municipality or county or may disseminate the photographs of those sex offenders on the Internet or on television. The law enforcement agency may make available the information on all sex offenders residing within any county.

(d) The Department of State Police and any law enforcement agency having jurisdiction may, in the Department's or agency's discretion, place the information specified in subsection (b) on the Internet or in other media.

(e) The Department of State Police and any law enforcement agency having jurisdiction may, in the Department's or agency's discretion, only provide the information specified in subsection (b), with respect to an adjudicated juvenile delinquent, to any person when that person's safety may be compromised for some reason related to the juvenile sex offender.

(f) The administrator of a transitional housing facility for sex offenders shall comply with the notification procedures established in paragraph (4) of subsection (b) of Section 3-17-5 of the Unified Code of Corrections.

(Source: P.A. 91-48, eff. 7-1-99; 91-221, eff. 7-22-99; 91-224, eff. 7-1-00; 91-357, eff. 7-29-99; 91-394, eff. 1-1-00; 92-16, 6-28-01; 92-828, eff. 8-22-02.)"

AMENDMENT NO. 2. Amend House Bill 350, AS AMENDED, by inserting at the end of the bill the following:

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

The foregoing motions prevailed and Amendments numbered 1 and 2 were adopted.

There being no further amendments, the foregoing Amendments numbered 1 and 2 were ordered engrossed; and the bill, as amended, was again advanced to the order of Third Reading.

HOUSE BILL 384. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Elementary & Secondary Education, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 384 as follows:
on page 3, line 2, before "~~Beginning~~", by inserting the following:
"Beginning on the effective date of this amendatory Act of the 94th General Assembly, prior to completing an approved teacher preparation program, a preservice education candidate must satisfactorily pass the test of subject matter knowledge in the discipline in which he or she will be certified to teach. The teacher

preparation program may require passage of the test of subject matter knowledge at any time during the program, including prior to student teaching."; and

on page 4, immediately below line 14, by inserting the following:

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

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 402. Having been recalled on March 1, 2005, and held on the order of Second Reading, the same was again taken up and advanced to the order of Third Reading.

HOUSE BILL 442. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Judiciary II - Criminal Law, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 442 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Vehicle Code is amended by adding Section 16-203 as follows:

(625 ILCS 5/16-203 new)

Sec. 16-203. Eluding peace officer and leaving the scene of an accident; vehicle immobilization; tow.

(a) If a motor vehicle is used to evade a peace officer in violation of Section 11-204 or 11-204.1 of this Code and the officer stops his or her pursuit of the vehicle for reason of safety and the peace officer is unable to ascertain the identity of the driver of the vehicle or if a motor vehicle leaves the scene of an accident in violation of Section 11-401, 11-402, or 11-403 of this Code, a peace officer upon finding the vehicle may authorize the towing and impoundment of the vehicle or the placement of a vehicle immobilization device on the vehicle until a civil penalty of \$100, in addition to the towing and impoundment charges or vehicle immobilization charges, are paid by the owner of the vehicle to the unit of government whose officer had the vehicle towed and impounded or immobilized.

(b) If the motor vehicle used to commit any of the offenses described in subsection (a) is stolen, the owner of the vehicle is relieved of any liability under this Section and the vehicle shall be immediately released to the owner.

(c) For the purposes of this Section, "vehicle immobilization device" means a device that may be clamped and locked onto a part of a motor vehicle for the purpose of immobilizing the vehicle."

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

Having been reproduced, the following bills were taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILLS 472, 474 and 594.

HOUSE BILL 596. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Judiciary II - Criminal Law, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 596 on page 1, line 5, by replacing "32-5.4 and 32-5.5" with "32-5.4, 32-5.5, 32-5.6, and 32-5.7"; and

on page 1, immediately below line 14, by inserting the following:

"(720 ILCS 5/32-5.6 new)

Sec. 32-5.6. False personation of an emergency management worker. A person who knowingly and falsely represents himself to be an emergency management worker of any jurisdiction in this State or of the American Red Cross commits a Class 4 felony.

(720 ILCS 5/32-5.7 new)

Sec. 32-5.7. Aggravated false personation of an emergency management worker. A person who

knowingly and falsely represents himself to be an emergency management worker of any jurisdiction in this State or of the American Red Cross in attempting or committing a felony commits a Class 3 felony."

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 602. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on State Government Administration, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 602 by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the Adult Entertainment Message Regulation Act.

Section 5. Definitions. In this Act:

"Adult cabaret" means a nightclub, bar, restaurant, or similar establishment in which owners, employees, or both appear in a state of nudity or semi-nudity in the performance of their duties or patrons are permitted or encouraged to appear in a state of nudity or semi-nudity.

"Message" means any outdoor communication, the intent of which is to advertise any adult cabaret or sexually-oriented business, as the terms are defined in this Act.

"Semi-nudity" means a state of dress in which opaque clothing fails to cover the genitals, anus, anal cleft or cleavage, pubic area, vulva, nipple, and areola of the female breast below a horizontal line across the top of the areola at its highest point. Semi-nudity includes the entire lower portion of the female breast, but does not include any portion of the cleavage of the female breast exhibited by wearing apparel, provided that the areola is not exposed in whole or part.

"Sexually-oriented business" means any business that offers its patrons goods of which a substantial portion are sexually-oriented materials. Any business where more than 10% of display space is used for sexually-oriented materials is presumed to be a sexually-oriented business.

"Sexually-oriented materials" means any textual, pictorial, or 3-dimensional material that explicitly depicts subject matter that is intended to be sexually arousing, including, but not limited to, nudity, sexual conduct, sexual excitement, or sadomasochistic abuse.

Section 10. Message or other outdoor communication regulation. No message or other outdoor communication advertising an adult cabaret or a sexually-oriented business may be located within the boundaries of any municipality or within one mile of any municipal boundary, Interstate highway, public or private elementary or secondary school, or church, synagogue, or other established place of worship, except that if such business is located within one mile of any municipal boundary, Interstate highway, public or private elementary or secondary school, or church, synagogue, or other established place of worship, then the business may display a maximum of 2 exterior messages on the premises of the business, consisting of one message of identification and one message solely giving notice that the premises are off limits to minors. The message of identification shall be no more than 40 square feet in size and shall include no more than the following information: name, street address, telephone number, and operating hours of the business.

Section 15. Grace period. Messages or other outdoor communications existing at the time of the effective date of this Act that do not conform to the requirements of this Act may be allowed to continue in non-conforming use for the term of the contract, up to one year after the effective date of this Act.

Section 20. Penalty. Any owner of an adult cabaret or a sexually-oriented business who violates any provision of this Act is guilty of a Class C misdemeanor. Each day that a violation of this Act continues to exist constitutes a separate offense.

Section 25. Home rule; local ordinances; scope of Act.

(a) Except as provided in subsection (b) of this Section, a home rule unit may not regulate messages or other outdoor communications advertising adult cabarets or sexually-oriented businesses in a manner that is less restrictive than this Act. This subsection (a) is a limitation under subsection (i) of Section 6 of Article VII of the Illinois Constitution on the concurrent exercise by home rule units of powers and functions exercised by the State.

(b) A unit of local government may, by ordinance adopted after the effective date of this Act, allow messages or other outdoor communications within the jurisdiction of that unit of local government that would otherwise be in violation of this Act. Messages or other outdoor communications in compliance with

such an ordinance are not in violation of this Act.

(c) This Act shall not apply within a municipality with a population over 500,000.

Section 99. Effective date. This Act takes effect July 1, 2005."

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 615. Having been recalled on February 17, 2005, and held on the order of Second Reading, the same was again taken up.

Representative Delgado offered the following amendment and moved its adoption.

AMENDMENT NO. 1. Amend House Bill 615 on page 6, by replacing lines 7 through 19 with the following:

"(b) Units of local government may provide matching grants to supplement those made by the Department."

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

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was again advanced to the order of Third Reading.

Having been reproduced, the following bill was taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILL 664.

HOUSE BILL 692. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Judiciary II - Criminal Law, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 692 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Vehicle Code is amended by adding Section 6-205.2 as follows:

(625 ILCS 5/6-205.2 new)

Sec. 6-205.2. Suspension of driver's license of person convicted of theft of motor fuel. The driver's license of a person convicted of theft of motor fuel under Section 16J-15 of the Criminal Code of 1961 shall be suspended by the Secretary for a period not to exceed 6 months for a first offense. Upon a second or subsequent conviction for theft of motor fuel, the suspension shall be for a period not to exceed one year. Upon conviction of a person for theft of motor fuel, the court shall order the person to surrender his or her driver's license to the clerk of the court who shall forward the suspended license to the Secretary.

Section 10. The Criminal Code of 1961 is amended by adding Article 16J as follows:

(720 ILCS 5/Art. 16J heading new)

ARTICLE 16J. THEFT OF MOTOR FUEL

(720 ILCS 5/16J-5 new)

Sec. 16J-5. Legislative declaration. It is the public policy of this State that the substantial burden placed upon the economy of this State resulting from the rising incidence of theft of motor fuel is a matter of grave concern to the people of this State who have a right to be protected in their health, safety and welfare from the effects of this crime.

(720 ILCS 5/16J-10 new)

Sec. 16J-10. Definitions. For the purposes of this Article:

"Motor fuel" means a liquid, regardless of its properties, used to propel a vehicle, including gasoline and diesel.

"Retailer" means a person, business, or establishment that sells motor fuel at retail.

"Vehicle" means a motor vehicle, motorcycle, or farm implement that is self-propelled and that uses motor fuel for propulsion.

(720 ILCS 5/16J-15 new)

Sec. 16J-15. Offense of theft of motor fuel. A person commits the offense of theft of motor fuel when he or she knowingly dispenses motor fuel into a storage container or the fuel tank of a motor vehicle at an establishment in which motor fuel is offered for retail sale and leaves the premises of the establishment without making payment or the authorized charge for the motor fuel with the intention of depriving the establishment in which the motor fuel is offered for retail sale of the possession, use, or benefit of that motor fuel without paying the full retail value of the motor fuel.

(720 ILCS 5/16J-25 new)

Sec. 16J-25. Civil liability. A person who commits the offense of theft of motor fuel as described in Section 16J-15 is civilly liable to the retailer as prescribed in Section 16A-7.

(720 ILCS 5/16J-30 new)

Sec. 16J-30. Sentence.

(a) Theft of motor fuel, the full retail value of which does not exceed \$150, is a Class A misdemeanor.

(b) A person who has been convicted of theft of motor fuel, the full retail value of which does not exceed \$150, and who has been previously convicted of any type of theft, robbery, armed robbery, burglary, residential burglary, possession of burglary tools or home invasion is guilty of a Class 4 felony. When a person has any such prior conviction, the information or indictment charging that person shall state such prior conviction so as to give notice of the State's intention to treat the charge as a felony. The fact of such prior conviction is not an element of the offense and may not be disclosed to the jury during trial unless otherwise permitted by issues properly raised during such trial.

(c) Any theft of motor fuel, the full retail value of which exceeds \$150, is a Class 3 felony. When a charge of theft of motor fuel, the full value of which exceeds \$150, is brought, the value of the motor fuel involved is an element of the offense to be resolved by the trier of fact as either exceeding or not exceeding \$150.

(720 ILCS 5/16J-35 new)

Sec. 16J-35. Continuation of prior law. The provisions of this Article insofar as they are the same or substantially the same as those of Article 16 of this Code shall be construed as a continuation of that Article 16 and not as a new enactment.

(720 ILCS 5/16J-40 new)

Sec. 16J-40. Severability. The provisions of this Article are severable under Section 1.31 of the Statute on Statutes."

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

Having been reproduced, the following bills were taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILLS 700, 701, 731, 741 and 760.

HOUSE BILL 766. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Judiciary I - Civil Law, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 766 by replacing everything after the enacting clause with the following:

"Section 5. The Parental Responsibility Law is amended by changing Section 5 as follows:

(740 ILCS 115/5) (from Ch. 70, par. 55)

Sec. 5. Limitation on damages; damages allowable. No recovery under this Act may exceed \$20,000 ~~\$2,500~~ actual damages for each person, or legal entity as provided in Section 4 of this Act, for each occurrence of such wilful or malicious acts by the minor causing injury, in addition to taxable court costs and attorney's fees. In determining the damages to be allowed in an action under this Act for personal injury, only medical, dental and hospital expenses and expenses for treatment by Christian Science practitioners and nursing care appropriate thereto may be considered.

(Source: P.A. 90-311, eff. 1-1-98.)

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

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

Having been reproduced, the following bills were taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILLS 783, 808, 810, 823, 847, 908, 992 and 1002.

HOUSE BILL 1051. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Higher Education, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 1051 on page 13, line 26, by replacing "Comptroller Treasurer" with "Treasurer".

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

Having been reproduced, the following bills were taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILLS 187, 1055, 1081, 1086, 1095, 1338 and 1343.

HOUSE BILL 188. Having been reproduced, was taken up and read by title a second time.

The following amendment was offered in the Committee on Labor, adopted and reproduced:

AMENDMENT NO. 1. Amend House Bill 188 by replacing everything after the enacting clause with the following:

"Section 5. The Prevailing Wage Act is amended by changing Section 5 as follows:

(820 ILCS 130/5) (from Ch. 48, par. 39s-5)

Sec. 5. Certified payroll.

(a) While participating on public works, the contractor and each subcontractor or the officer of the public body in charge of the project shall :

(1) make and keep, for a period of not less than 3 years, true and accurate records of all laborers, mechanics, and other workers employed by them on the project; the records shall include each worker's the name, address,

telephone number when available, social security number, classification or classifications, and occupation of all laborers, workers and mechanics employed by them, in connection with said public work. The records shall also show the actual hourly wages paid in each pay period, to each employee and the number of hours worked each day, and in each work week by each employee. While participating on public works, each contractor's payroll records shall include the starting and ending times of work each day; and for each employee

(2) submit monthly, in person, by mail, or electronically a certified payroll to the public body in charge of the project. The certified payroll shall consist of a complete copy of the records identified in paragraph (1) of this subsection (a). The certified payroll shall be accompanied by a statement signed by the contractor or subcontractor which avers that: (i) such records are true and accurate; (ii) the hourly rate paid to each worker is not less than the general prevailing rate of hourly wages required by this Act; and (iii) the contractor or subcontractor is aware that filing a certified payroll that he or she knows to be false is a Class B misdemeanor. A general contractor is not prohibited from relying on the certification of a lower tier subcontractor, provided the general contractor does not knowingly rely upon a subcontractor's false certification. Any contractor or subcontractor subject to this Act who fails to submit a certified payroll or knowingly files a false certified payroll is in violation of this Act and guilty of a Class B misdemeanor. The public body in charge of the project shall keep the records submitted in accordance with this paragraph (2) of subsection (a) for a period of not less than 3 years. The records submitted in accordance with this paragraph (2) of subsection (a) shall be considered public records, except an employee's address, telephone number, and social security number, and made available in accordance with the Freedom of Information Act.

(b) Upon 2 business days' notice, the contractor and each subcontractor shall make available for inspection the records identified in paragraph (1) of subsection (a) of this Section. The record shall be open at all reasonable hours to the inspection of the public body in charge of the project awarding the contract, its officers and agents, and to the Director of Labor and his

deputies and agents. Upon 2 business days' notice, the contractor and each subcontractor shall make such records available at all reasonable hours at a location within this State.

~~Any contractor or subcontractor that maintains its principal place of business outside of this State shall make the required records or accurate copies of those records available within this State at all reasonable hours for inspection.~~

(Source: P.A. 92-783, eff. 8-6-02; 93-38, eff. 6-1-04.)

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

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was to the order of Third Reading.

RESOLUTIONS

Having been reported out of the Committee on Rules on March 1, 2005, HOUSE RESOLUTION 51 was taken up for consideration.

Representative Feigenholtz moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

Having been reported out of the Committee on Rules on March 1, 2005, HOUSE RESOLUTION 62 was taken up for consideration.

Representative Jenisch moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

Having been reported out of the Committee on Rules on March 1, 2005, HOUSE RESOLUTION 100 was taken up for consideration.

Representative Hamos moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

Having been reported out of the Committee on Rules on March 1, 2005, HOUSE RESOLUTION 103 was taken up for consideration.

Representative Turner moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

AGREED RESOLUTIONS

HOUSE RESOLUTIONS 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 171, 174, 176, 179, 181, 183, 184 and 185 were taken up for consideration.

Representative Currie moved the adoption of the agreed resolutions.

The motion prevailed and the agreed resolutions were adopted.

At the hour of 2:06 o'clock p.m., Representative Currie moved that the House do now adjourn until Thursday, March 3, 2005, at 1:00 o'clock p.m., 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

March 02, 2005

0 YEAS

0 NAYS

116 PRESENT

P Acevedo	P Delgado	P Lang	P Poe
P Bailey	P Dugan	P Leitch	P Pritchard
P Bassi	P Dunkin	P 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	P 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	E 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	E Parke	P Younge
P 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 BILL 527
CD CORR-GOOD CONDUCT
THIRD READING
PASSED

March 02, 2005

88 YEAS

27 NAYS

1 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 611
 CD CORR-GOOD CONDUCT CREDIT
 THIRD READING
 PASSED

March 02, 2005

71 YEAS

45 NAYS

0 PRESENT

Y Acevedo	Y Delgado	Y Lang	N Poe
Y Bailey	N Dugan	Y Leitch	N Pritchard
N Bassi	Y Dunkin	Y Lindner	N Reis
Y Beaubien	N Dunn	Y Lyons, Eileen	Y Reitz
N Beiser	N Eddy	Y Lyons, Joseph	Y Rita
Y Bellock	Y Feigenholtz	Y Mathias	N Rose
Y Berrios	N Flider	Y Mautino	N Ryg
N Biggins	Y Flowers	N May	Y Sacia
Y Black	N Franks	N McAuliffe	N Saviano
Y Boland	Y Fritchey	Y McCarthy	N Schmitz
N Bost	Y Froehlich	Y McGuire	Y Schock
N Bradley, John	Y Giles	Y McKeon	Y Scully
Y Bradley, Richard	N Gordon	Y Mendoza	Y Smith
Y Brady	Y Graham	N Meyer	N Sommer
N Brauer	N Granberg	Y Miller	Y Soto
Y Brosnahan	Y Hamos	Y Millner	E Stephens
Y Burke	Y Hannig	N Mitchell, Bill	N Sullivan
N Chapa LaVia	Y Hassert	N Mitchell, Jerry	N Tenhouse
N Chavez	Y Hoffman	Y Moffitt	N Tryon
N Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Mulligan	N Verschoore
Y Colvin	N Hultgren	N Munson	N Wait
Y Coulson	N Jakobsson	N Myers	Y Washington
Y Cross	N Jefferson	Y Nekritz	N Watson
N Cultra	N Jenisch	N Osmond	Y Winters
Y Currie	Y Jones	Y Osterman	Y Yarbrough
N D'Amico	Y Joyce	E Parke	Y Younge
N 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 708
 VEH CD-HIGHWAY ACCESS
 THIRD READING
 PASSED

March 02, 2005

113 YEAS

3 NAYS

0 PRESENT

Y Acevedo	Y Delgado	Y Lang	Y Poe
Y Bailey	Y Dugan	Y Leitch	Y Pritchard
Y Bassi	Y Dunkin	Y 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	Y 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	E 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
N Coulson	Y Jakobsson	Y Myers	Y Washington
Y Cross	Y Jefferson	Y Nekritz	Y Watson
N Cultra	Y Jenisch	Y Osmond	Y Winters
Y Currie	Y Jones	Y Osterman	Y Yarbrough
Y D'Amico	Y Joyce	E Parke	Y Younge
Y Daniels	Y Kelly	Y Patterson	Y Mr. Speaker
Y Davis, Monique	Y Kosel	Y Phelps	
Y Davis, William	N Krause	Y Pihos	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-FOURTH
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 763
 CONTROLLED SUB-ANALOG
 THIRD READING
 PASSED

March 02, 2005

116 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	Y 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	Y 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	E 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	E Parke	Y Younge
Y 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 785
 PUB AID-CHILD SUPPORT SERVICES
 THIRD READING
 PASSED

March 02, 2005

116 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	Y 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	Y 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	E 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	E Parke	Y Younge
Y 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 806
 ST POLICE-PRISONER TRANSPORT
 THIRD READING
 PASSED

March 02, 2005

116 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	Y 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	Y 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	E 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	E Parke	Y Younge
Y 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 880
 CRIM CD-ORG RETAIL THEFT
 THIRD READING
 PASSED

March 02, 2005

116 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	Y 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	Y 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	E 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	E Parke	Y Younge
Y 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 884
 CRIM CD-EAVESDROPPING
 THIRD READING
 PASSED

March 02, 2005

116 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	Y 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	Y 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	E 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	E Parke	Y Younge
Y 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 885
CRIM CD-LIMITATIONS
THIRD READING
PASSED

March 02, 2005

112 YEAS

1 NAY

3 PRESENT

Y Acevedo	Y Delgado	Y Lang	Y Poe
Y Bailey	Y Dugan	Y Leitch	Y Pritchard
Y Bassi	Y Dunkin	Y 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	Y 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
P Brosnahan	Y Hamos	Y Millner	E 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	P Molaro	Y Turner
N 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	P Joyce	E Parke	Y Younge
Y 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 887
 MUNI PROSECUTION-FELONY DUI
 THIRD READING
 PASSED

March 02, 2005

114 YEAS

0 NAYS

1 PRESENT

Y Acevedo	Y Delgado	Y Lang	Y Poe
Y Bailey	Y Dugan	Y Leitch	Y Pritchard
Y Bassi	Y Dunkin	Y 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	Y 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	E 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	E Parke	Y Younge
Y Daniels	Y Kelly	Y Patterson	Y Mr. Speaker
P Davis, Monique	Y Kosel	Y Phelps	
Y Davis, William	A Krause	Y Pihos	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-FOURTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 888
VEH CD-DRIVING WHILE REVOKED
THIRD READING
PASSED

March 02, 2005

115 YEAS

0 NAYS

1 PRESENT

Y Acevedo	Y Delgado	Y Lang	Y Poe
Y Bailey	Y Dugan	Y Leitch	Y Pritchard
Y Bassi	Y Dunkin	Y 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	P McGuire	Y Schock
Y Bradley, John	Y Giles	Y 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	E 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	E Parke	Y Younge
Y 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

24TH LEGISLATIVE DAY**Perfunctory Session****WEDNESDAY, MARCH 2, 2005**

At the hour of 2:08 o'clock p.m., the House convened perfunctory session.

HOUSE RESOLUTION

The following resolution was offered and placed in the Committee on Rules.

HOUSE RESOLUTION 186

Offered by Representative Churchill:

WHEREAS, Backpacks of elementary and secondary school pupils often contain textbooks, binders, calculators, personal computers, lunches, a change of clothing, sports equipment, and more; and

WHEREAS, Elementary and secondary school pupils are carrying backpacks weighing as much as 40 pounds; and

WHEREAS, Chiropractors, physical therapists, and pediatricians are seeing an increased number of children for spinal column injuries, nontraumatic back pain, and significant postural changes from overloaded backpacks; and

WHEREAS, Chiropractors and pediatricians recommend that backpacks not exceed more than fifteen percent of a pupil's body weight; and

WHEREAS, In 1999, more than 3,400 pupils between five and 14 years of age, inclusive, sought treatment in hospital emergency rooms for injuries related to backpacks or book bags according to the United States Consumer Product Safety Commission; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we request the Illinois State Board of Education to conduct a study of the issues involved concerning the weight of backpacks carried by elementary and secondary school pupils and consider adopting maximum weight standards for textbooks; the weight standards shall take into consideration the health risks to pupils who transport textbooks to and from school each day; if the study indicates that maximum textbook weight standards would be beneficial, the Board shall adopt such standards by July 1, 2006; and be it further

RESOLVED, That a copy of this resolution be sent to the Illinois State Board of Education.

At the hour of 2:08 o'clock p.m., the House Perfunctory Session adjourned.