

**STATE OF ILLINOIS**



# **HOUSE JOURNAL**

**HOUSE OF REPRESENTATIVES**

**NINETY-FOURTH GENERAL ASSEMBLY**

**126TH LEGISLATIVE DAY**

**REGULAR & PERFUNCTORY SESSION**

**TUESDAY, MAY 2, 2006**

**12:41 O'CLOCK P.M.**

**HOUSE OF REPRESENTATIVES  
Daily Journal Index  
126th Legislative Day**

<b>Action</b>	<b>Page(s)</b>
Adjournment .....	37
Agreed Resolutions .....	13
Change of Sponsorship.....	13
Fiscal Notes Supplied.....	12
Home Rule Notes Supplied .....	12
Housing Affordability Impact Note Supplied .....	12
Introduction and First Reading – HB 5788-5789 .....	58
Judicial Note Supplied.....	12
Legislative Measures Approved for Floor Consideration.....	6, 7
Legislative Measures Assigned to Committee .....	6, 7
Motions Submitted .....	12
Pension Note Supplied .....	12
Perfunctory Adjournment.....	58
Perfunctory Session.....	53
Quorum Roll Call .....	5
Recess.....	21
Reports From Standing Committees .....	7
Resolutions.....	53
State Debt Impact Note Supplied .....	12
State Mandates Fiscal Notes Supplied .....	12
Temporary Committee Assignments.....	5

<b>Bill Number</b>	<b>Legislative Action</b>	<b>Page(s)</b>
HB 1814	Second Reading.....	16
HB 1814	Third Reading .....	16
HB 1815	Motion.....	16
HB 1815	Second Reading.....	16
HB 1815	Third Reading .....	16
HB 1945	Committee Report – Floor Amendment/s .....	9
HB 2013	Committee Report – Floor Amendment/s .....	11
HB 4977	Motion Submitted .....	12
HJR 0127	Committee Report .....	7
HJR 0128	Resolution.....	55
HJR 0129	Resolution.....	56
HJR 0130	Resolution.....	57
HR 1181	Committee Report .....	10
HR 1184	Committee Report .....	10
HR 1188	Committee Report .....	8
HR 1194	Committee Report .....	8
HR 1194	Motion Submitted .....	12
HR 1222	Committee Report .....	10
HR 1230	Committee Report .....	10
HR 1235	Committee Report .....	10
HR 1257	Resolution .....	13
HR 1257	Adoption .....	37
HR 1258	Resolution .....	13
HR 1258	Adoption .....	37
HR 1259	Resolution .....	53
HR 1260	Resolution .....	13
HR 1260	Adoption .....	37

HR 1261	Resolution .....	13
HR 1261	Adoption .....	37
HR 1262	Resolution .....	13
HR 1262	Adoption .....	37
HR 1263	Resolution .....	13
HR 1263	Adoption .....	37
HR 1264	Resolution .....	13
HR 1264	Adoption .....	37
HR 1265	Resolution .....	54
HR 1266	Resolution .....	55
HR 1267	Resolution .....	13
HR 1267	Adoption .....	37
HR 1268	Resolution .....	14
HR 1268	Adoption .....	37
HR 1269	Resolution .....	14
HR 1269	Adoption .....	37
HR 1270	Resolution .....	14
HR 1270	Adoption .....	37
SB 0176	Committee Report – Floor Amendment/s .....	11
SB 0185	Third Reading .....	21
SB 0230	Committee Report – Floor Amendment/s .....	11
SB 0304	Third Reading .....	14
SB 0626	Committee Report .....	8
SB 0626	Second Reading .....	21
SB 0630	Second Reading .....	15
SB 0630	Third Reading .....	15
SB 0830	Committee Report .....	7
SB 0830	Second Reading .....	21
SB 0858	Committee Report – Floor Amendment/s .....	7
SB 0895	Committee Report .....	8
SB 0895	Second Reading .....	21
SB 0929	Committee Report – Floor Amendment/s .....	6
SB 0929	Second Reading – Amendment/s .....	20
SB 0929	Third Reading .....	21
SB 0931	Committee Report – Floor Amendment/s .....	9
SB 0931	Second Reading – Amendment/s .....	23
SB 1028	Committee Report .....	9
SB 1028	Second Reading .....	37
SB 1268	Committee Report .....	7
SB 1268	Second Reading .....	21
SB 1625	Second Reading .....	15
SB 1625	Third Reading .....	15
SB 1863	Committee Report – Floor Amendment/s .....	11
SB 1977	Committee Report – Floor Amendment/s .....	11
SB 2030	Committee Report – Floor Amendment/s .....	6
SB 2277	Second Reading – Amendment/s .....	14
SB 2277	Third Reading .....	15
SB 2339	Second Reading – Amendment/s .....	22
SB 2339	Third Reading .....	22
SB 2350	Committee Report – Floor Amendment/s .....	8
SB 2399	Committee Report .....	8
SB 2399	Second Reading .....	21
SB 2436	Committee Report .....	10
SB 2436	Second Reading – Amendment/s .....	35
SB 2445	Consideration Postponed .....	16
SB 2554	House Recess .....	22

SB 2654	Second Reading – Amendment/s .....	22
SB 2654	Third Reading .....	23
SB 2872	Second Reading – Amendment/s .....	17
SB 2872	Third Reading .....	20

The House met pursuant to adjournment.

Speaker of the House Madigan in the chair.

Prayer by Fred Robinson, who is a member of the St. Catherine Drexel Parish in Springfield, IL.

Representative Parke 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:

111 present. (ROLL CALL 1)

By unanimous consent, Representatives Churchill, Coulson, Giles, Jenisch, Jones, Mathias and Patterson were excused from attendance.

### TEMPORARY COMMITTEE ASSIGNMENTS

Representative Parke replaced Representative Black in the Committee on Rules on May 2, 2006.

Representative Lyons replaced Representative Hannig in the Committee on Rules on May 2, 2006.

Representative Lang replaced Representative Currie in the Committee on Rules on May 2, 2006.

Representative Mautino replaced Representative Jones in the Committee on Executive on May 2, 2006.

Representative Watson replaced Representative Saviano in the Committee on Executive on May 2, 2006.

Representative Watson replaced Representative Jenisch in the Committee on Revenue on May 2, 2006.

Representative Lang replaced Representative Smith in the Committee on Revenue on May 2, 2006.

Representative Golar replaced Representative Boland in the Committee on Labor on May 2, 2006.

Representative Ryg replaced Representative Bradley, John in the Committee on State Government Administration on May 2, 2006.

Representative Ramey replaced Representative Meyer in the Committee on Environment & Energy on May 2, 2006.

Representative Stephens replaced Representative Schock in the Committee on Environment & Energy on May 2, 2006.

Representative Lang replaced Representative Beiser in the Committee on Higher Education on May 2, 2006.

Representative May replaced Representative Miller in the Committee on Higher Education on May 2, 2006.

Representative Dugan replaced Representative Rita in the Committee on Human Services on May 2, 2006.

Representative Mulligan replaced Representative Coulson in the Committee on Human Services on May 2, 2006.

Representative Feigenholtz replaced Representative Dugan in the Committee on Agriculture & Conservation on May 2, 2006.

Representative Rita replaced Representative Acevedo in the Committee on Executive on May 2, 2006.

Representative Mautino replaced Representative Jones in the Committee on Executive on May 2, 2006.

Representative Dunkin replaced Representative Giles in the Committee on Elementary & Secondary Education on May 2, 2006.

Representative Lindner replaced Representative Mulligan in the Committee on Elementary & Secondary Education on May 2, 2006.

Representative Osmond replaced Representative Munson in the Committee on Elementary & Secondary Education on May 2, 2006.

**REPORTS FROM THE COMMITTEE ON RULES**

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on May 2, 2006, 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. 2 to SENATE BILL 929.  
Amendment No. 2 to SENATE BILL 2030.

**LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:**

Executive: SENATE AMENDMENT No. 2 to SENATE BILL 176; SENATE AMENDMENT No. 2 to SENATE BILL 230; SENATE AMENDMENT No. 2 to SENATE BILL 1863.

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

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

Y Currie,Barbara(D), Chairperson	N Parke,Terry(R) (replacing Black)
Y Hannig,Gary(D)	A Hassert,Brent(R)
Y Turner,Arthur(D)	

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on May 2, 2006, (A) reported the same back with the following recommendations:

**LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:**

Higher Education: HOUSE AMENDMENT No. 2 to HOUSE BILL 1945.

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

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

Y Currie(D), Chairperson	N Parke(R) (replacing Black)
Y Lyons(D) (replacing Hannig)	N Hassert(R)
Y Turner(D)	

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on May 2, 2006, (B) reported the same back with the following recommendations:

**LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:**

Executive: SENATE AMENDMENT No. 2 to SENATE BILL 1977.

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

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

Y Lang(D) (replacing Currie)  
Y Lyons(D) (replacing Hannig)  
Y Turner(D)

N Parke(R) (replacing Black)  
N Hassert(R)

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on May 2, 2006, (C) 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 SENATE BILL 858.

**LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:**

Revenue: SENATE AMENDMENT No. 2 to SENATE BILL 2185.

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

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

Y Currie(D), Chairperson  
A Hannig(D)  
Y Turner(D)

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

**REPORTS FROM STANDING COMMITTEES**

Representative Burke, Chairperson, from the Committee on Executive to which the following were referred, action taken on May 2, 2006, reported the same back with the following recommendations:

That the bill be reported “do pass” and be placed on the order of Second Reading-- Short Debate:  
SENATE BILLS 830 and 1268.

That the resolution be reported “recommends be adopted” and be placed on the House Calendar:  
HOUSE JOINT RESOLUTION 127.

The committee roll call vote on House Joint Resolution 127 and Senate Bill 1268 is as follows:  
13, Yeas; 0, Nays; 0, Answering Present.

Y Burke, Daniel(D), Chairperson  
Y Kosel, Renee(R), Republican Spokesperson  
Y Berrios, Maria(D)  
Y Bradley, Richard(D)  
Y Mautino, Frank(D) (replacing Jones)  
Y Meyer, James(R)  
Y Watson, Jim(R) (replacing Saviano)

Y Lyons, Joseph(D), Vice-Chairperson  
Y Acevedo, Edward(D)  
Y Biggins, Bob(R)  
Y Hassert, Brent(R)  
Y McKeon, Larry(D)  
Y Molaro, Robert(D)

The committee roll call vote on Senate Bill 830 is as follows:  
13, Yeas; 0, Nays; 0, Answering Present.

Y Burke, Daniel(D), Chairperson  
Y Kosel, Renee(R), Republican Spokesperson  
Y Berrios, Maria(D)  
Y Bradley, Richard(D)  
Y Jones, Lovana(D)

Y Lyons, Joseph(D), Vice-Chairperson  
Y Acevedo, Edward(D)  
Y Biggins, Bob(R)  
Y Hassert, Brent(R)  
Y McKeon, Larry(D)

Y Meyer,James(R)  
Y Saviano,Angelo(R)

Y Molaro,Robert(D)

Representative Reitz, Chairperson, from the Committee on Revenue to which the following were referred, action taken on May 2, 2006, reported the same back with the following recommendations:

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

Amendment No. 3 to SENATE BILL 2350.

The committee roll call vote on Amendment No. 3 to Senate Bill 2350 is as follows:

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

Y Reitz,Dan(D), Chairperson	Y Currie,Barbara(D), Vice-Chairperson
N Biggins,Bob(R), Republican Spokesperson	N Beaubien,Mark(R)
Y Hannig,Gary(D)	Y Holbrook,Thomas(D)
N Watson,Jim(R) (replacing Jenisch)	Y Krause,Carolyn(R)
Y McGuire,Jack(D)	Y Lang,Lou(D) (replacing Smith)
N Sullivan,Ed(R)	Y Younge,Wyvetter(D)

Representative Soto, Chairperson, from the Committee on Labor to which the following were referred, action taken on May 2, 2006, reported the same back with the following recommendations:

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: SENATE BILL 2399.

The committee roll call vote on Senate Bill 2399 is as follows:

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

Y McKeon,Larry(D), Chairperson	Y Soto,Cynthia(D), Vice-Chairperson
N Winters,Dave(R), Republican Spokesperson	N Beaubien,Mark(R)
Y Golar,Esther(D) (replacing Boland)	Y Colvin,Marlow(D)
A Cultra,Shane(R)	Y D'Amico,John(D)
Y Davis,William(D)	A Dunn,Joe(R)
N Eddy,Roger(R)	Y Graham,Deborah(D)
Y Hoffman,Jay(D)	Y Howard,Constance(D)
Y Hultgren,Randall(R)	Y Jefferson,Charles(D)
Y Parke,Terry(R)	N Schmitz,Timothy(R)
A Tenhouse,Art(R)	Y Washington,Eddie(D)

Representative Franks, Chairperson, from the Committee on State Government Administration to which the following were referred, action taken on May 2, 2006, reported the same back with the following recommendations:

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 626 and 895.

That the resolution be reported "recommends be adopted" and be placed on the House Calendar: HOUSE RESOLUTION 1194.

That the resolution be reported "recommends be adopted as amended" and be placed on the House Calendar: HOUSE RESOLUTION 1188.

The committee roll call vote on Senate Bills 626, 895 and House Resolutions 1188 and 1194 is as follows:

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

Y Franks,Jack(D), Chairperson	Y Dugan,Lisa(D), Vice-Chairperson
A Stephens,Ron(R), Republican Spokesperson	Y Ryg,Kathleen(D) (replacing J.Bradley)
Y Chavez,Michelle(D)	A Collins,Annazette(D)
Y Mitchell,Bill(R)	Y Myers,Richard(R)
Y Ramey,Harry(R)	



Representative Holbrook, Chairperson, from the Committee on Environment & Energy to which the following were referred, action taken on May 2, 2006, reported the same back with the following recommendations:

That the bill be reported “do pass” and be placed on the order of Second Reading-- Short Debate: SENATE BILL 1028.

The committee roll call vote on Senate Bill 1028 is as follows:

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

Y Holbrook,Thomas(D), Chairperson	Y Nekritz,Elaine(D), Vice-Chairperson
A Bradley,Richard(D)	A Cultra,Shane(R)
A Hamos,Julie(D)	A Joyce,Kevin(D)
A Kosel,Renee(R)	Y Leitch,David(R)
A Mautino,Frank(D)	Y May,Karen(D)
Y Ramey,Harry(R) (replacing Meyer)	Y Parke,Terry(R)
Y Phelps,Brandon(D)	A Reitz,Dan(D)
A Rita,Robert(D)	Y Rose,Chapin(R)
Y Stephens,Ron(R) (replacing Schock)	A Smith,Michael(D)
Y Tenhouse,Art(R), Republican Spokesperson	Y Tryon,Michael(R)
Y Verschoore,Patrick(D)	Y Winters,Dave(R)

Representative McCarthy, Chairperson, from the Committee on Higher Education to which the following were referred, action taken on May 2, 2006, reported the same back with the following recommendations:

That the resolution be reported “recommends be adopted” and be placed on the House Calendar: SENATE JOINT RESOLUTION 88.

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

Amendment No. 3 to SENATE BILL 931.

Amendment No. 2 to HOUSE BILL 1945.

The committee roll call vote on Senate Joint Resolution 88 is as follows:

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

Y McCarthy,Kevin(D), Chairperson	A Jakobsson,Naomi(D), Vice-Chairperson
Y Bost,Mike(R), Republican Spokesperson	Y Lang,Lou(D) (replacing Beiser)
Y Black,William(R)	Y Brady,Dan(R)
Y Brosnahan,James(D)	Y Chavez,Michelle(D)
A Eddy,Roger(R)	Y Howard,Constance(D)
Y May,Karen(D) (replacing Miller)	Y Poe,Raymond(R)
Y Pritchard,Robert(R)	

The committee roll call vote on Amendment No. 3 to Senate Bill 931 is as follows:

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

Y McCarthy,Kevin(D), Chairperson	Y Jakobsson,Naomi(D), Vice-Chairperson
Y Bost,Mike(R), Republican Spokesperson	Y Lang,Lou(D) (replacing Beiser)
Y Black,William(R)	Y Brady,Dan(R)
Y Brosnahan,James(D)	Y Chavez,Michelle(D)
A Eddy,Roger(R)	Y Howard,Constance(D)
Y May,Karen(D) (replacing Miller)	Y Poe,Raymond(R)
Y Pritchard,Robert(R)	

The committee roll call vote on Amendment No. 2 to House Bill 1945 is as follows:

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

Y McCarthy,Kevin(D), Chairperson	Y Jakobsson,Naomi(D), Vice-Chairperson
N Bost,Mike(R), Republican Spokesperson	Y Lang,Lou(D) (replacing Beiser)

N Black,William(R)	Y Brady,Dan(R)
N Brosnahan,James(D)	Y Chavez,Michelle(D)
N Eddy,Roger(R)	Y Howard,Constance(D)
Y May,Karen(D) (replacing Miller)	N Poe,Raymond(R)
N Pritchard,Robert(R)	

Representative Delgado, Chairperson, from the Committee on Human Services to which the following were referred, action taken on May 2, 2006, reported the same back with the following recommendations:

That the resolution be reported "recommends be adopted" and be placed on the House Calendar: HOUSE RESOLUTION 1181 and 1222.

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: SENATE BILL 2436.

The committee roll call vote on House Resolution 1222 is as follows:

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

Y Delgado,William(D), Chairperson	Y Dugan,Lisa(D) (replacing Rita)
Y Bellock,Patricia(R), Republican Spokesperson	A Chavez,Michelle(D)
Y Collins,Annazette(D)	Y Mulligan,Rosemary(R) (replacing Coulson)
Y Cultra,Shane(R)	Y Dunn,Joe(R)
Y Flowers,Mary(D)	A Howard,Constance(D)
Y Jakobsson,Naomi(D)	A Jenisch,Roger(R)

The committee roll call vote on House Resolution 1181 is as follows:

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

Y Delgado,William(D), Chairperson	Y Dugan,Lisa(D) (replacing Rita)
Y Bellock,Patricia(R), Republican Spokesperson	Y Chavez,Michelle(D)
Y Collins,Annazette(D)	Y Mulligan,Rosemary(R) (replacing Coulson)
Y Cultra,Shane(R)	Y Dunn,Joe(R)
Y Flowers,Mary(D)	Y Howard,Constance(D)
Y Jakobsson,Naomi(D)	A Jenisch,Roger(R)

The committee roll call vote on Senate Bill 2436 is as follows:

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

Y Delgado,William(D), Chairperson	Y Dugan,Lisa(D) (replacing Rita)
Y Bellock,Patricia(R), Republican Spokesperson	Y Chavez,Michelle(D)
Y Collins,Annazette(D)	Y Mulligan,Rosemary(R) (replacing Coulson)
Y Cultra,Shane(R)	A Dunn,Joe(R)
Y Flowers,Mary(D)	Y Howard,Constance(D)
Y Jakobsson,Naomi(D)	A Jenisch,Roger(R)

Representative Granberg, Chairperson, from the Committee on Agriculture & Conservation to which the following were referred, action taken on May 2, 2006, reported the same back with the following recommendations:

That the resolution be reported "recommends be adopted" and be placed on the House Calendar: HOUSE RESOLUTION 1230 and 1235.

That the resolution be reported "recommends be adopted as amended" and be placed on the House Calendar: HOUSE RESOLUTION 1184.

The committee roll call vote on House Resolutions 1184, 1230 and 1235 is as follows:

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

Y Granberg,Kurt(D), Chairperson	Y Phelps,Brandon(D), Vice-Chairperson
Y Moffitt,Donald(R), Republican Spokesperson	Y Boland,Mike(D)
Y Cultra,Shane(R)	Y Feigenholtz,Sara(D) (replacing Dugan)

A Flider,Robert(D)	Y McGuire,Jack(D)
Y Myers,Richard(R)	Y Pritchard,Robert(R)
A Reis,David(R)	Y Reitz,Dan(D)
A Sacia,Jim(R)	Y Sommer,Keith(R)
Y Verschoore,Patrick(D)	

Representative Burke, Chairperson, from the Committee on Executive to which the following were referred, action taken on May 2, 2006, reported the same back with the following recommendations:

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

Amendment No. 2 to SENATE BILL 176.

Amendment No. 2 to SENATE BILL 1977.

Amendment No. 2 to SENATE BILL 230.

Amendment No. 2 to SENATE BILL 1863.

The committee roll call vote on Amendment No. 2 to Senate Bill 176, Amendment No. 2 to Senate Bill 230, Amendment No. 2 to Senate Bill 1863 and Amendment No. 2 to Senate Bill 1977 is as follows:

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

Y Burke,Daniel(D), Chairperson	Y Lyons,Joseph(D), Vice-Chairperson
N Kosel,Renee(R), Republican Spokesperson	Y Rita,Robert(D) (replacing Acevedo)
Y Berrios,Maria(D)	N Biggins,Bob(R)
Y Bradley,Richard(D)	N Hassert,Brent(R)
Y Mautino,Frank(D) (replacing Jones)	Y McKeon,Larry(D)
N Meyer,James(R)	Y Molaro,Robert(D)
N Saviano,Angelo(R)	

Representative Giles, Chairperson, from the Committee on Elementary & Secondary Education to which the following were referred, action taken on May 2, 2006, reported the same back with the following recommendations:

That the resolution be reported "recommends be adopted" and be placed on the House Calendar: SENATE JOINT RESOLUTION 87.

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

Amendment No. 1 to HOUSE BILL 2013.

The committee roll call vote on Senate Joint Resolution 87 is as follows:

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

Y Dunkin,Kenneth(D) (replacing Giles)	Y Davis,Monique(D), Vice-Chairperson
Y Mitchell,Jerry(R), Republican Spokesperson	Y Bassi,Suzanne(R)
Y Beiser,Daniel(D)	Y Chapa LaVia,Linda(D)
Y Colvin,Marlow(D)	Y Dugan,Lisa(D)
A Eddy,Roger(R)	Y Flider,Robert(D)
Y Joyce,Kevin(D)	Y Miller,David(D)
Y Moffitt,Donald(R)	Y Lindner,Patricia(R) (replacing Mulligan)
Y Osmond,JoAnn(R) (replacing Munson)	Y Osterman,Harry(D)
Y Pihos,Sandra(R)	Y Pritchard,Robert(R)
Y Reis,David(R)	Y Smith,Michael(D)
Y Watson,Jim(R)	

The committee roll call vote on Amendment No. 1 to House Bill 2013 is as follows:

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

Y Dunkin,Kenneth(D) (replacing Giles)	Y Davis,Monique(D), Vice-Chairperson
Y Mitchell,Jerry(R), Republican Spokesperson	Y Bassi,Suzanne(R)
Y Beiser,Daniel(D)	Y Chapa LaVia,Linda(D)
Y Colvin,Marlow(D)	Y Dugan,Lisa(D)
A Eddy,Roger(R)	Y Flider,Robert(D)

Y Joyce, Kevin(D)  
Y Moffitt, Donald(R)  
Y Osmond, JoAnn(R) (replacing Munson)  
Y Pihos, Sandra(R)  
Y Reis, David(R)  
Y Watson, Jim(R)

Y Miller, David(D)  
Y Lindner, Patricia(R) (replacing Mulligan)  
Y Osterman, Harry(D)  
A Pritchard, Robert(R)  
Y Smith, Michael(D)

### **MOTIONS SUBMITTED**

Representative Jakobsson 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 RESOLUTION 1194.

Representative Scully submitted the following written motion, which was placed on the Calendar on the order of Concurrence:

#### **MOTION**

I move to non-concur with Senate Amendment No. 1 to HOUSE BILL 4977.

### **HOME RULE NOTES SUPPLIED**

Home Rule Notes have been supplied for SENATE BILLS 627, as amended, 630, as amended, 2339, as amended, and 2350, as amended.

### **FISCAL NOTES SUPPLIED**

Fiscal Notes have been supplied for HOUSE BILL 1815, as amended, HOUSE RESOLUTION 1230, SENATE BILL 931, as amended, 2339, as amended, 2350, as amended, 2399, as amended, and 2436, as amended.

### **STATE MANDATES FISCAL NOTES SUPPLIED**

State Mandates Fiscal Notes have been supplied for SENATE BILLS 627, as amended, 630, as amended, 931, as amended, 2339, as amended, and 2350, as amended.

### **PENSION NOTES SUPPLIED**

Pension Notes have been supplied for SENATE BILLS 2350, as amended, and 2399, as amended.

### **JUDICIAL NOTES SUPPLIED**

Judicial Notes have been supplied for SENATE BILL 2350, as amended, and 2399, as amended.

### **HOUSING AFFORDABILITY IMPACT NOTES SUPPLIED**

Housing Affordability Impact Notes have been supplied for SENATE BILLS 611, as amended, 627, as amended, 895 and 931, as amended.

### **STATE DEBT IMPACT NOTE SUPPLIED**

A State Debt Impact Note has been supplied for SENATE BILL 2399, as amended.

### **CHANGE OF SPONSORSHIPS**

With the consent of the affected members, Representative Eddy was removed as principal sponsor, and Representative Lindner became the new principal sponsor of HOUSE BILL 4240.

With the consent of the affected members, Representative Hamos was removed as principal sponsor, and Representative Currie became the new principal sponsor of SENATE BILL 1863.

### **AGREED RESOLUTIONS**

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

#### **HOUSE RESOLUTION 1257**

Offered by Representative Cross:

Congratulates Margene Pappas on the occasion of her retirement after 37 years of service in the music education field.

#### **HOUSE RESOLUTION 1258**

Offered by Representative Kosel:

Recognizes Roxanne Long for her eight years as an employee of the New Lenox Park District.

#### **HOUSE RESOLUTION 1260**

Offered by Representative Currie:

Mourns the death of Dr. Ronald Singer, the Robert R. Bensley Professor of Organismal Biology and Anatomy at the University of Chicago.

#### **HOUSE RESOLUTION 1261**

Offered by Representative Dunkin:

Recognizes Women's Economic Power Day 2006.

#### **HOUSE RESOLUTION 1262**

Offered by Representative Acevedo:

Congratulates the Old Neighborhood Italian American Club on the occasion of its 25th anniversary.

#### **HOUSE RESOLUTION 1263**

Offered by Representative Madigan:

Recognizes the Sister City relationship between Rockford and Ferentino, Italy.

#### **HOUSE RESOLUTION 1264**

Offered by Representative Poe:

Recognizes the annual Springfield Share chapter's "Walk to Remember".

#### **HOUSE RESOLUTION 1267**

Offered by Representative Cultra:

Congratulates the Village of Savoy on the occasion of its 50th anniversary.

HOUSE RESOLUTION 1268

Offered by Representative Brosnahan:  
Congratulates Ken and Dolores Cappel on the occasion of their fiftieth wedding anniversary.

HOUSE RESOLUTION 1269

Offered by Representative Joyce:  
Congratulates the A.A. Stagg High School varsity pom squad on an exceptional season and on winning the IDTA State Championship.

HOUSE RESOLUTION 1270

Offered by Representative Chapa LaVia:  
Congratulates Mr. Senobio Nila on the occasion of his 105th birthday.

**DISTRIBUTION OF SUPPLEMENTAL CALENDAR**

Supplemental Calendar No. 1 was distributed to the Members at 12:40 o'clock p.m.

**SENATE BILL ON THIRD READING**

The following bill and any amendments adopted thereto were reproduced. 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 Madigan, SENATE BILL 304 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 111, Yeas; 0, Nays; 0, Answering Present.  
(ROLL CALL 2)

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

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

**SENATE BILL ON SECOND READING**

SENATE BILL 2277. Having been read by title a second time on April 7, 2006, and held on the order of Second Reading, the same was again taken up.

Floor Amendment No. 1 remained in the Committee on Rules.

Representative Jakobsson offered the following amendment and moved its adoption.

AMENDMENT NO. 2. Amend Senate Bill 2277, on page 2, line 8, after the comma, by inserting "in lieu of payments to the Champaign Park District for museum purposes".

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

**SENATE BILL ON THIRD READING**

The following bill and any amendments adopted thereto were reproduced. 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 Jakobsson, SENATE BILL 2277 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:  
72, Yeas; 39, Nays; 0, Answering Present.  
(ROLL CALL 3)

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

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

**SENATE BILL ON SECOND READING**

Having been read by title a second time on April 18, 2006 and held, the following bill was taken up and advanced to the order of Third Reading: SENATE BILL 1625.

**SENATE BILL ON THIRD READING**

The following bill and any amendments adopted thereto were reproduced. 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 Hannig, SENATE BILL 1625 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:  
61, Yeas; 49, Nays; 1, Answering Present.  
(ROLL CALL 4)

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

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

**SENATE BILL ON SECOND READING**

Having been read by title a second time on May 1, 2006 and held, the following bill was taken up and advanced to the order of Third Reading: SENATE BILL 630.

**SENATE BILLS ON THIRD READING**

The following bills and any amendments adopted thereto were reproduced. 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 Hannig, SENATE BILL 630 was taken up and read by title a third time.  
And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:  
111, Yeas; 0, Nays; 0, Answering Present.  
(ROLL CALL 5)

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

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

On motion of Representative Feigenholtz, SENATE BILL 2445 was taken up and read by title a third time.

And the question being, "Shall this bill pass?"

Pending the vote on said bill, on motion of Representative Feigenholtz, further consideration of SENATE BILL 2445 was postponed.

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

HOUSE BILL 1814. Having been recalled on April 12, 2006, and held on the order of Second Reading, the same was again taken up and advanced to the order of Third Reading.

#### **HOUSE BILL ON THIRD READING**

The following bill and any amendments adopted thereto were reproduced. This bill has 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 Currie, HOUSE BILL 1814 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: 62, Yeas; 48, Nays; 1, 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 MOTION**

Pursuant to the motion submitted previously, Representative Meyer moved to discharge the Committee on Rules from further consideration of House Amendment No. 2 to HOUSE BILL 1815 and advance to the order of Second Reading.

Representative Currie objected to the motion.

Representative Meyer moved to overrule the Chair.

The question is shall the Chair be sustained.

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

62, Yeas; 49, Nays; 0, Answering Present.

(ROLL CALL 7)

The motion prevailed.

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

Having been read by title a second time on April 25, 2006 and held, the following bill was taken up and advanced to the order of Third Reading: HOUSE BILL 1815.

#### **HOUSE BILL ON THIRD READING**

The following bill and any amendments adopted thereto were reproduced. This bill has 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 Jakobsson, HOUSE BILL 1815 was taken up and read by title a third time.



The Chair placed this bill on unlimited debate.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:  
63, Yeas; 48, 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.

### SENATE BILLS ON SECOND READING

SENATE BILL 2872. Having been read by title a second time on April 18, 2006, and held on the order of Second Reading, the same was again taken up.

Pursuant to a motion from Representative Currie, Amendment No. 1 was tabled.

Representative Currie offered the following amendment and moved its adoption.

AMENDMENT NO. 2. Amend Senate Bill 2872 by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the Local Government Facility Lease Act.

Section 5. Definitions. As used in this Act:

"Facility property" means property owned by a municipality with a population of over 500,000 inhabitants, or a unit of local government whose jurisdiction includes territory located in whole or in part within a municipality with a population of over 500,000 inhabitants, that is used by the municipality or other unit of local government for the purpose of an airport, parking, or waste disposal or processing. "Airport", however, does not include any airport property, as defined under Section 10 of the O'Hare Modernization Act.

"Leased facility property" means facility property that is leased to a private entity for continued use for the same airport, parking, or waste disposal or processing purpose.

Section 10. Compliance with applicable ordinances. Each party to whom facility property is leased shall comply with all applicable ordinances of the municipality in which the property is located governing contracting with minority-owned and women-owned businesses and prohibiting discrimination and requiring appropriate affirmative action, to the extent permitted by law and federal funding restrictions, as if the party to whom the property is leased were that municipality.

Section 15. Limitation on the expansion of airport property. Chicago Midway International Airport is facility property used for airport purposes under this Act. No runway of Chicago Midway International Airport shall be expanded beyond the territory bounded by 55th Street on the north, Cicero Avenue on the east, 63rd Street on the south, and Central Avenue on the west, as those avenues and streets are situated on the effective date of this Act.

Section 20. Use of lease proceeds by lessor.

(a) With respect to any leased facility property used for airport purposes, at least 90% of the net proceeds of the lease shall be expended or obligated by the lessor municipality for:

- (i) the construction and maintenance of infrastructure within the municipality;
- (ii) contributions to pension funds created for municipal employees; or
- (iii) any combination of (i) or (ii).

(b) The amount of net proceeds expended or obligated for item (ii) in subsection (a) may not exceed the amount of net proceeds expended or obligated for item (i) in subsection (a). As used in this Section, "net proceeds" means the gross proceeds less any debt service payments on, and payments to retire, debt that is specifically associated with the leased facility property or otherwise required to be paid out of lease proceeds.

Section 25. Project labor agreements for projects funded by airport lease proceeds. With respect to the construction of public works funded by the proceeds described in Section 20, where the project has an estimated contract value of \$500,000 or more, where there has been a written determination that the public interest in cost, timely and orderly construction, labor stability, and advancement of minority-owned and women-owned businesses and minority and female employment would be served by a project labor agreement, and where not otherwise prohibited by applicable law, the municipality or municipal

corporation responsible for implementing the project shall in good faith negotiate a project labor agreement with labor organizations engaged in the construction industry. Any project labor agreement shall:

- (1) set forth effective, immediate, and mutually binding procedures for resolving jurisdictional disputes and grievances arising before completion of work;
- (2) contain guarantees against strikes, lockouts, or similar actions;
- (3) ensure a reliable source of skilled and experienced labor;
- (4) further public policy objectives as to improved employment opportunities for minorities and women in the construction industry to the extent permitted by State and federal law;
- (5) be made binding on all contractors and subcontractors on the public works project through inclusion of appropriate bid specifications in all relevant bid documents; and
- (6) include such other terms as the parties deem appropriate.

Section 30. Labor neutrality and card check procedure agreement at the leased property. With respect to employees assigned to work on the premises of leased facility property used for airport purposes and who are not otherwise members of an existing bargaining unit cognizable under the National Labor Relations Act, and where not otherwise prohibited by applicable law, the lessee shall negotiate in good faith, with any union that seeks to represent its employees, for a labor neutrality and card check procedure agreement. The agreement shall apply only to employees actually assigned to work on the premises of the leased facility property used for airport purposes and shall have no applicability to employees not so assigned. The agreement shall contain provisions accomplishing the following objectives: resolution by a third party neutral of disagreements regarding bargaining unit scope, inclusions, and exclusions; determination of the existence of majority support for a bargaining agent by means of a card check procedure; employer neutrality; prohibition of coercion or intimidation of employees by either the employer or the union; and a prohibition on strikes, work stoppages, or picketing for the duration of the agreement.

Section 35. Wage requirements. In order to protect the wages, working conditions, and job opportunities of employees employed by the lessee of leased facility property used for airport purposes to perform work on the site of the leased premises previously performed by employees of the lessor on the site of the leased premises and who were in recognized bargaining units at the time of the lease, the lessee, and any subcontractor retained by the lessee to perform such work on the site of the leased premises, shall be required to pay to those employees an amount not less than the economic equivalent of the standard of wages and benefits enjoyed by the lessor's employees who previously performed that work. The lessor shall certify to the lessee the amount of wages and benefits (or their equivalent) as of the time of the lease, and any changes to those amounts as they may occur during the term of the lease. All projects at the leased facility property used for airport purposes shall be considered public works for purposes of the Prevailing Wage Act.

Section 40. Required offers of employment. As part of any transaction to lease facility property that is used for airport purposes:

- (1) the lessee must offer employment, under substantially similar terms and conditions, to the employees of the municipality who are employed, at the time of the lease, with respect to the facility property used for airport purposes; and
- (2) the municipality must offer employment in another department, division, or unit of the municipality, under substantially similar terms and conditions, to employees of the municipality who are employed, at the time of the lease, with respect to the facility property used for airport purposes.

Section 45. Judicial enforcement. The provisions of this Act are judicially enforceable by injunctive relief and an award of actual damages.

Section 50. Home rule preemption; exemption from State Mandates Act.

(a) A home rule unit may not exercise its home rule powers and functions in a manner that is inconsistent with this Act. This subsection 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) Notwithstanding Sections 6 and 8 of the State Mandates Act, no reimbursement by the State is required for the implementation of any mandate created by this Act.

Section 900. The Property Tax Code is amended by changing Section 15-185 as follows:

(35 ILCS 200/15-185)

Sec. 15-185. Exemption for leaseback property and qualified leased property ~~Leaseback exemption.~~

(a) Notwithstanding anything in this Code to the contrary, all property owned by a municipality with a population of over 500,000 inhabitants, or a unit of local government whose jurisdiction includes territory located in whole or in part within a municipality with a population of over 500,000 inhabitants, shall remain exempt from taxation and any leasehold interest in that property shall not be subject to taxation

under Section 9-195 if ~~for the purpose of obtaining financing~~, the property is directly or indirectly leased, sold, or otherwise transferred to another entity whose property is not exempt and immediately thereafter is the subject of a leaseback or other agreement that directly or indirectly gives the municipality or unit of local government (i) a right to use, control, and possess the property or (ii) a right to require the other entity, or the other entity's designee or assignee, to use the property in the performance of services for the municipality or unit of local government. ~~Property~~ The property shall no longer be exempt under this ~~subsection~~ Section as of the date when the right of the municipality or unit of local government to use, control, and possess the property or to require the performance of services is terminated and the municipality or unit of local government no longer has any option to purchase or otherwise reacquire the interest in the property which was transferred by the municipality or unit of local government.

(b) Notwithstanding anything in this Code to the contrary, all property owned by a municipality with a population of over 500,000 inhabitants, or a unit of local government whose jurisdiction includes territory located in whole or in part within a municipality with a population of over 500,000 inhabitants, shall remain exempt from taxation and any leasehold interest in that property is not subject to taxation under Section 9-195 if the property, including dedicated public property, is used by a municipality or other unit of local government for the purpose of an airport or parking or for waste disposal or processing and is leased for continued use for the same purpose to another entity whose property is not exempt.

For the purposes of this subsection (b), "airport" does not include any airport property, as defined under Section 10 of the O'Hare Modernization Act.

Any transaction described under this subsection must be undertaken in accordance with all appropriate federal laws and regulations.

(c) For purposes of this Section, "municipality" means a municipality as defined in Section 1-1-2 of the Illinois Municipal Code, and "unit of local government" means a unit of local government as defined in Article VII, Section 1 of the Constitution of the State of Illinois. The provisions of this Section supersede and control over any conflicting provisions of this Code.

(Source: P.A. 93-19, eff. 6-20-03.)

Section 905. The Illinois Municipal Code is amended by adding Section 11-102-15 as follows:

(65 ILCS 5/11-102-15 new)

Sec. 11-102-15. Chicago Midway International Airport; application of other Acts. In addition to the provisions of this Division 102, Chicago Midway International Airport is subject to the provisions of the Local Government Facility Lease Act.

Section 910. The Prevailing Wage Act is amended by changing Section 2 as follows:

(820 ILCS 130/2) (from Ch. 48, par. 39s-2)

Sec. 2. This Act applies to the wages of laborers, mechanics and other workers employed in any public works, as hereinafter defined, by any public body and to anyone under contracts for public works.

As used in this Act, unless the context indicates otherwise:

"Public works" means all fixed works constructed by any public body, other than work done directly by any public utility company, whether or not done under public supervision or direction, or paid for wholly or in part out of public funds. "Public works" as defined herein includes all projects financed in whole or in part with bonds issued under the Industrial Project Revenue Bond Act (Article 11, Division 74 of the Illinois Municipal Code), the Industrial Building Revenue Bond Act, the Illinois Finance Authority Act, the Illinois Sports Facilities Authority Act, or the Build Illinois Bond Act, and all projects financed in whole or in part with loans or other funds made available pursuant to the Build Illinois Act. "Public works" also includes all projects financed in whole or in part with funds from the Fund for Illinois' Future under Section 6z-47 of the State Finance Act, funds for school construction under Section 5 of the General Obligation Bond Act, funds authorized under Section 3 of the School Construction Bond Act, funds for school infrastructure under Section 6z-45 of the State Finance Act, and funds for transportation purposes under Section 4 of the General Obligation Bond Act. "Public works" also includes all projects financed in whole or in part with funds from the Department of Commerce and ~~Economic Opportunity Community Affairs~~ under the Illinois Renewable Fuels Development Program Act for which there is no project labor agreement. "Public works" also includes all projects at leased facility property used for airport purposes under Section 35 of the Local Government Facility Lease Act.

"Construction" means all work on public works involving laborers, workers or mechanics.

"Locality" means the county where the physical work upon public works is performed, except (1) that if there is not available in the county a sufficient number of competent skilled laborers, workers and mechanics to construct the public works efficiently and properly, "locality" includes any other county nearest the one in which the work or construction is to be performed and from which such persons may be

obtained in sufficient numbers to perform the work and (2) that, with respect to contracts for highway work with the Department of Transportation of this State, "locality" may at the discretion of the Secretary of the Department of Transportation be construed to include two or more adjacent counties from which workers may be accessible for work on such construction.

"Public body" means the State or any officer, board or commission of the State or any political subdivision or department thereof, or any institution supported in whole or in part by public funds, and includes every county, city, town, village, township, school district, irrigation, utility, reclamation improvement or other district and every other political subdivision, district or municipality of the state whether such political subdivision, municipality or district operates under a special charter or not.

The terms "general prevailing rate of hourly wages", "general prevailing rate of wages" or "prevailing rate of wages" when used in this Act mean the hourly cash wages plus fringe benefits for training and apprenticeship programs approved by the U.S. Department of Labor, Bureau of Apprenticeship and Training, health and welfare, insurance, vacations and pensions paid generally, in the locality in which the work is being performed, to employees engaged in work of a similar character on public works.

(Source: P.A. 92-16, eff. 6-28-01; 93-15, eff. 6-11-03; 93-16, eff. 1-1-04; 93-205, eff. 1-1-04; revised 1-12-04.)

Section 915. The State Mandates Act is amended by adding Section 8.30 as follows:

(30 ILCS 805/8.30 new)

Sec. 8.30. 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 999. Effective date. This Act takes effect upon becoming law."

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

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

### SENATE BILL ON THIRD READING

The following bill and any amendments adopted thereto were reproduced. 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 Currie, SENATE BILL 2872 was taken up and read by title a third time.

Representative Durkin raised a part of order regarding the vote requirement for passage of the bill.

The Chair ruled that the bill reempts Home Rule powers in a manner that requires only 60 votes for passage.

The question is shall the Chair be sustained.

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

62, Yeas; 49, Nays; 0, Answering Present.

(ROLL CALL 9)

The motion prevailed.

The Chair placed this bill on unlimited debate.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

65, Yeas; 46, Nays; 0, Answering Present.

(ROLL CALL 10)

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

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

### SENATE BILL ON SECOND READING

SENATE BILL 929. Having been read by title a second time on May 1, 2006, and held on the order of Second Reading, the same was again taken up.

Representative Reitz offered the following amendment and moved its adoption.

AMENDMENT NO. 2. Amend Senate Bill 929, AS AMENDED, with reference to page and line numbers of House Amendment No. 1, on page 5, by replacing lines 27 through 29 with the following:

"(h) The Mining Board must adopt and impose a plan for the daily inspection of SCSR devices required under subsections (a), (b), and (c) of this Section in order to ensure that the devices perform their designated functions each working day. Additional SCSR devices required under subsection (d) must be inspected every 90 days to ensure that the devices perform their designated functions, in addition to meeting all federal Mine Safety and Health Administration requirements."

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

### SENATE BILLS ON THIRD READING

The following bills and any amendments adopted thereto were reproduced. 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 Reitz, SENATE BILL 929 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 111, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 11)

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

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

On motion of Representative Lyons, SENATE BILL 185 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: 64, Yeas; 46, Nays; 1, Answering Present.

(ROLL CALL 12)

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

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

### RECESS

At the hour of 5:09 o'clock p.m., Representative Currie moved that the House do now take a recess until 6:00 o'clock p.m..

The motion prevailed.

At the hour of 6:12 o'clock p.m., the House resumed its session.

Speaker of the House Madigan in the Chair.

### SENATE BILLS ON SECOND READING

Having been reproduced, the following bills were taken up, read by title a second time and held on the order of Second Reading: SENATE BILLS 626, 830, 895, 1268 and 2399.

**RECEDE OR REFUSAL TO RECEDE  
FROM HOUSE AMENDMENTS TO SENATE BILLS**

House Amendment No. 1 to SENATE BILL 2554, having been reproduced, was taken up for consideration.

Representative Schock moved that the House recede from Amendment No. 1.

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

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

(ROLL CALL 13)

The motion prevailed.

Ordered that the Clerk inform the Senate.

**SENATE BILL ON SECOND READING**

SENATE BILL 2339. Having been read by title a second time on May 1, 2006, 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. 2. Amend Senate Bill 2339 on page 4, line 7 by changing "shall" to "may".

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

**SENATE BILL ON THIRD READING**

The following bill and any amendments adopted thereto were reproduced. 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 Delgado, SENATE BILL 2339 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:

110, Yeas; 0, Nays; 1, Answering Present.

(ROLL CALL 14)

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

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

**SENATE BILL ON SECOND READING**

SENATE BILL 2654. Having been recalled on May 1, 2006, and held on the order of Second Reading, the same was again taken up.

Representative Nekritz offered the following amendment and moved its adoption.

AMENDMENT NO. 2. Amend Senate Bill 2654 on page 2, by replacing lines 18 through 24 with the following:

"Tuberculosis Sanitarium District, any levy imposed by the dissolved District is abolished. In accordance with subsection (b) of Section 12 of".

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was again advanced to the order of Third Reading.

### **SENATE BILL ON THIRD READING**

The following bill and any amendments adopted thereto were reproduced. 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 Nekritz, SENATE BILL 2654 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 111, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 15)

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

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

### **DISTRIBUTION OF SUPPLEMENTAL CALENDAR**

Supplemental Calendar No. 2 was distributed to the Members at 6:30 o'clock p.m.

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

SENATE BILL 931. Having been read by title a second time on April 25, 2006, and held on the order of Second Reading, the same was again taken up.

The following amendment was offered in the Committee on Executive, adopted and reproduced.

AMENDMENT NO. 1. Amend Senate Bill 931 by replacing everything after the enacting clause with the following:

#### **"ARTICLE 5. GENERAL PROVISIONS.**

Section 5-5. Short title. This Act may be cited as the Nurse Educator Assistance Act.

Section 5-10. Purpose. The purpose of this Act is to attract capable and promising students to the nursing educator profession, increase employment and retention of individuals who are working towards or who have received a master's or doctoral degree in nursing, and provide opportunities for persons making mid-career decisions to enter the nurse educator profession.

Section 5-15. Definitions. In this Act:

"Approved program of professional nursing education" and "approved program of practical nursing education" mean programs of professional or practical nursing, respectively, approved by the Department of Financial and Professional Regulation under the provisions of the Nursing and Advanced Practice Nursing Act.

"Commission" means the Illinois Student Assistance Commission.

Section 5-20. Rulemaking. The Commission shall adopt all rules necessary for the administration of this Act.

#### **ARTICLE 10. NURSE EDUCATOR LOAN REPAYMENT PROGRAM.**

Section 10-5. Nurse Educator Loan Repayment Program. There is created, beginning July 1, 2007, the Nurse Educator Loan Repayment Program to be administered by the Illinois Student Assistance Commission. The program shall provide assistance, subject to appropriation, to eligible nurse educators.

Section 10-10. Award; maximum time period; maximum amount. Subject to appropriation, the Commission shall award a grant to each qualified applicant for a maximum of 4 years. The amount of this grant shall not exceed \$5,000 per year. The Commission shall encourage the recipient of a grant awarded under the program to use the grant award for payment of the recipient's educational loan.

Section 10-15. Application. All applications for grant assistance under the program shall be made to the Commission in a form and manner prescribed by the Commission. Applicants shall also submit any supporting documents deemed necessary by the Commission at the time of application.

Section 10-20. Eligibility.

(a) The Commission shall, on an annual basis, receive and consider applications for grant assistance under the program. An applicant is eligible for a grant under the program if the Commission finds that the applicant:

- (1) is a United States citizen or permanent resident;
- (2) is a resident of Illinois;
- (3) has worked for at least 12 consecutive months as a nurse educator in an approved program of professional or practical nursing education in Illinois;
- (4) is a borrower with an outstanding balance due on an educational loan; and
- (5) has not defaulted on an educational loan.

(b) Preference may be given to previous recipients of a grant under the program, provided that the recipient continues to meet the eligibility requirements set forth in this Section.

(c) A recipient of a grant under the program must fulfill a separate 12-month period as a nurse educator in an approved program of professional or practical nursing education in Illinois for each grant that he or she is awarded.

ARTICLE 15. NURSE EDUCATOR SCHOLARSHIP PROGRAM.

Section 15-5. Nurse Educator Scholarship Program. There is created, beginning July 1, 2006, the Nurse Educator Scholarship Program to be administered by the Illinois Student Assistance Commission. The program shall provide scholarship assistance, subject to appropriation, to eligible students for nursing-related graduate study.

Section 15-10. Scholarship award; maximum time period; maximum amount.

(a) Subject to appropriation, the Commission shall award a nurse educator scholarship to each qualified applicant in an amount sufficient to pay the tuition and fees of the Illinois institution of higher learning at which the recipient is enrolled, up to the current maximum amount of tuition and fees charged to students enrolled in an approved program of professional or practical nursing education at a public university.

(b) Scholarship recipients shall also receive a stipend, the amount of which shall not exceed \$10,000, to cover other costs of attendance, including, but not limited to, living expenses. Stipend amounts for recipients enrolled on less than a full-time basis shall be prorated by credit hour.

(c) A recipient may receive scholarship assistance under the program for the equivalent of 8 semesters or 16 quarters of full-time enrollment.

(d) The total amount of scholarship assistance awarded by the Commission under the program to an individual in any given fiscal year, when added to other financial assistance awarded to that individual for that year, may not exceed the cost of attendance at the institution of higher learning at which the student is enrolled.

Section 15-15. Application. All applications for a scholarship under the program shall be made to the Commission in a form and manner prescribed by the Commission. Applicants shall also submit any supporting documents deemed necessary by the Commission at the time of application.

Section 15-20. Eligibility.

(a) The Commission shall, on an annual basis, receive and consider applications for scholarship assistance under the program. An applicant is eligible for a scholarship under the program if the Commission finds that the applicant:

- (1) is a United States citizen or permanent resident;
- (2) is a resident of Illinois;
- (3) is enrolled or accepted for enrollment on at least a half-time basis in an approved program of professional or practical nursing education at the graduate level at an Illinois institution of higher learning.

(b) Scholarship recipients shall be selected from among eligible applicants based on a combination of academic excellence and financial need, as determined by the Commission.

(c) Preference may be given to previous recipients of a scholarship under the program, provided that the recipient continues to meet the eligibility requirements set forth in this Section and maintains satisfactory academic progress as determined by the institution of higher education at which he or she is enrolled.

(d) Prior to receiving scholarship assistance for any academic year, each recipient of a scholarship awarded under the program must sign an agreement pledging that, within the one-year period following the termination of the academic program for which the recipient was awarded a scholarship, the recipient shall (i) begin working as an educator in an approved program of professional nursing education or an approved program of practical nursing education in Illinois for a period of not less than 5 years and (ii) upon request of the Commission, provide the Commission with evidence that he or she is fulfilling or has fulfilled the



terms of the work agreement required under this subsection (d).

Section 15-25. Payment to institution. All scholarship funds distributed under the program shall be paid to the institution on behalf of the scholarship recipient.

Section 15-30. Repayment upon default; exception.

(a) If a recipient of a scholarship awarded under this Section fails to fulfill the work agreement required under the program, the Commission shall require the recipient to repay the amount of the scholarship or scholarships received, prorated according to the fraction of the work agreement not completed, plus interest at a rate of 5% and, if applicable, reasonable collection fees.

(b) Payments received by the Commission under this Section shall be remitted to the State Comptroller for deposit into the General Revenue Fund, except that that portion of a recipient's repayment that equals the amount in expenses that the Commission has reasonably incurred in attempting collection from that recipient shall be remitted to the State Comptroller for deposit into the Commission's Accounts Receivable Fund.

(c) A recipient of a scholarship awarded by the Commission under the program shall not be in violation of the agreement entered into pursuant to this Article if the recipient is (i) serving as a member of the armed services of the United States, (ii) temporarily totally disabled, as established by a sworn affidavit of a qualified physician, (iii) seeking and unable to find full-time employment as a nursing educator and is able to provide evidence of that fact, or (iv) taking additional courses, on at least a half-time basis, related to nursing education. Any extension of the period during which the work requirement must be fulfilled shall be subject to limitations of duration established by the Commission.

#### ARTICLE 90. AMENDATORY PROVISIONS.

Section 90-2. The State Finance Act is amended by changing and renumbering Section 5.570, as added by Public Act 92-589, as follows:

(30 ILCS 105/5.569)

Sec. ~~5.569~~ ~~5.570~~. The National Guard and Naval Militia Grant Fund.

(Source: P.A. 92-589, eff. 7-1-02; revised 8-27-02.)

Section 90-5. The Board of Higher Education Act is amended by adding Sections 9.31 and 9.32 as follows:

(110 ILCS 205/9.31 new)

Sec. 9.31. Competitive grants to nursing schools. In order to increase the number of nurses graduating from Illinois institutions of higher learning, the Board shall establish and administer a competitive grant program for institutions of higher learning that award degrees in nursing. The grants may be awarded on the basis of performance criteria that shall include, but not be limited to, degree production, student retention, and passage rates on professional licensure examinations.

The Board shall adopt those rules that are necessary for the implementation and administration of the grants established under this Section.

(110 ILCS 205/9.32 new)

Sec. 9.32. Nurse educator fellowship program. In order to ensure the retention of well-qualified nursing faculty, the Board shall establish and administer a nurse educator fellowship program that supplements nursing faculty salaries at institutions of higher learning that award degrees in nursing. Fellowships awarded under the program may be awarded on a competitive basis.

The Board shall adopt those rules that are necessary for the implementation and administration of the fellowship program established under this Section.

Section 90-8. The Higher Education Student Assistance Act is amended by changing Section 45 as follows:

(110 ILCS 947/45)

Sec. 45. Illinois National Guard and Naval Militia grant program.

(a) As used in this Section:

"State controlled university or community college" means those institutions under the administration of the Chicago State University Board of Trustees, the Eastern Illinois University Board of Trustees, the Governors State University Board of Trustees, the Illinois State University Board of Trustees, the Northeastern Illinois University Board of Trustees, the Northern Illinois University Board of Trustees, the Western Illinois University Board of Trustees, Southern Illinois University Board of Trustees, University of Illinois Board of Trustees, or the Illinois Community College Board.

"Tuition and fees" shall not include expenses for any sectarian or denominational instruction, the construction or maintenance of sectarian or denominational facilities, or any other sectarian or denominational purposes or activity.

"Fees" means matriculation, graduation, activity, term, or incidental fees. Exemption shall not be granted from any other fees, including book rental, service, laboratory, supply, and union building fees, hospital and medical insurance fees, and any fees established for the operation and maintenance of buildings, the income of which is pledged to the payment of interest and principal on bonds issued by the governing board of any university or community college.

(b) Any person who has served at least one year in the Illinois National Guard or the Illinois Naval Militia and who possesses all necessary entrance requirements shall, upon application and proper proof, be awarded a grant to the State-controlled university or community college of his or her choice, consisting of exemption from tuition and fees for not more than the equivalent of 4 years of full-time enrollment, including summer terms, in relation to his or her course of study at that State controlled university or community college while he or she is a member of the Illinois National Guard or the Illinois Naval Militia. Except as otherwise provided in this Section, if the recipient of any grant awarded under this Section ceases to be a member of the Illinois National Guard or the Illinois Naval Militia while enrolled in a course of study under that grant, the grant shall be terminated as of the date membership in the Illinois National Guard or the Illinois Naval Militia ended, and the recipient shall be permitted to complete the school term in which he or she is then enrolled only upon payment of tuition and other fees allocable to the part of the term then remaining. If the recipient of a grant awarded under this Section ceases to be a member of the Illinois National Guard or the Illinois Naval Militia while enrolled in a course of study under that grant but (i) has served in the Illinois National Guard or the Illinois Naval Militia for at least 5 years and (ii) has served a cumulative total of at least 6 months of active duty, then that recipient shall continue to be eligible for a grant for one year after membership in the Illinois National Guard or the Illinois Naval Militia ended, provided that the recipient has not already received the exemption from tuition and fees for the equivalent of 4 years of full-time enrollment, including summer terms, under this Section. If the recipient of the grant fails to complete his or her military service obligations or requirements for satisfactory participation, the Department of Military Affairs shall require the recipient to repay the amount of the grant received, prorated according to the fraction of the service obligation not completed, and, if applicable, reasonable collection fees. The Department of Military Affairs may adopt rules relating to its collection activities for repayment of the grant under this Section. Unsatisfactory participation shall be defined by rules adopted by the Department of Military Affairs. Repayments shall be deposited in the National Guard and Naval Militia Grant Fund. The National Guard and Naval Militia Grant Fund is created as a special fund in the State treasury. All money in the National Guard and Naval Militia Grant Fund shall be used, subject to appropriation, by the Illinois Student Assistance Commission for the purposes of this Section.

A grant awarded under this Section shall be considered an entitlement which the State-controlled university or community college in which the holder is enrolled shall honor without any condition other than the holder's maintenance of minimum grade levels and a satisfactory student loan repayment record pursuant to subsection (c) of Section 20 of this Act.

(c) Subject to a separate appropriation for such purposes, the Commission may reimburse the State-controlled university or community college for grants authorized by this Section.

(Source: P.A. 93-838, eff. 7-30-04; 93-856, eff. 8-3-04; 94-583, eff. 8-15-05.)

Section 90-10. The Nursing Education Scholarship Law is amended by changing Section 5 as follows:

(110 ILCS 975/5) (from Ch. 144, par. 2755)

Sec. 5. Nursing education scholarships. Beginning with the fall term of the 2004-2005 academic year, the Department, in accordance with rules and regulations promulgated by it for this program, shall provide scholarships to individuals selected from among those applicants who qualify for consideration by showing:

- (1) that he or she has been a resident of this State for at least one year prior to application, and is a citizen or a lawful permanent resident alien of the United States;
- (2) that he or she is enrolled in or accepted for admission to an associate degree in nursing program, hospital-based diploma in nursing program, baccalaureate degree in nursing program, graduate degree in nursing program, or practical nursing program at an approved institution; and
- (3) that he or she agrees to meet the nursing employment obligation.

If in any year the number of qualified applicants exceeds the number of scholarships to be awarded, the Department shall, in consultation with the Center for Nursing Advisory Board, consider the following factors in granting ~~give~~ priority in awarding scholarships:

(A) ~~Financial~~ To students in the greatest financial need, as shown on a standardized financial needs assessment form used by an

approved institution, of students who will pursue their education on a full-time or close ~~closest~~ to

full-time basis and who already have a certificate in practical nursing, a diploma in nursing, or an associate degree in nursing and are pursuing a higher degree.

(B) A student's status as a ~~Top~~ registered nurse who is nurses pursuing a graduate degree in nursing to pursue employment in an approved institution that educates licensed practical nurses and that educates registered nurses in undergraduate and graduate nursing programs.

Unless otherwise indicated, scholarships shall be awarded to recipients at approved institutions for a period of up to 2 years if the recipient is enrolled in an associate degree in nursing program, up to 3 years if the recipient is enrolled in a hospital-based diploma in nursing program, up to 4 years if the recipient is enrolled in a baccalaureate degree in nursing program, up to 5 years if the recipient is enrolled in a graduate degree in nursing program, and up to one year if the recipient is enrolled in a certificate in practical nursing program. At least 40% of the scholarships awarded shall be for recipients who are pursuing baccalaureate degrees in nursing, 30% of the scholarships awarded shall be for recipients who are pursuing associate degrees in nursing or a diploma in nursing, 10% of the scholarships awarded shall be for recipients who are pursuing a certificate in practical nursing, and 20% of the scholarships awarded shall be for recipients who are pursuing a graduate degree in nursing.

(Source: P.A. 92-43, eff. 1-1-02; 93-879, eff. 1-1-05.)

Section 90-15. The Nursing and Advanced Practice Nursing Act is amended by changing Section 10-10 and by adding Title 17 as follows:

(225 ILCS 65/10-10)

(Section scheduled to be repealed on January 1, 2008)

Sec. 10-10. Department powers and duties.

(a) The Department shall exercise the powers and duties prescribed by the Civil Administrative Code of Illinois for administration of licensing acts and shall exercise other powers and duties necessary for effectuating the purpose of this Act. None of the functions, powers, or duties of the Department with respect to licensure and examination shall be exercised by the Department except upon review by the Board. The Department shall adopt rules to implement, interpret, or make specific the provisions and purposes of this Act; however no such rules shall be adopted by the Department except upon review by the Board.

(b) The Department shall:

(1) prepare and maintain a list of approved programs of professional nursing education and programs of practical nursing education in this State, whose graduates, if they have the other necessary qualifications provided in this Act, shall be eligible to apply for a license to practice nursing in this State;

(2) promulgate rules defining what constitutes an approved program of professional nursing education and what constitutes an approved program of practical nursing education; and

(3) adopt rules for examination of candidates for licenses and for issuance of licenses authorizing candidates upon passing an examination to practice under this Act.

(c) The Department may act upon the recommendations of the Center for Nursing Advisory Board.

(Source: P.A. 90-742, eff. 8-13-98.)

(225 ILCS 65/Tit. 17 heading new)

(Title heading scheduled to be repealed on January 1, 2008)

#### TITLE 17. ILLINOIS CENTER FOR NURSING

(225 ILCS 65/17-5 new)

(Section scheduled to be repealed on January 1, 2008)

Sec. 17-5. Definitions. In this Title:

"Board" means the Center for Nursing Advisory Board.

"Center" means the Illinois Center for Nursing.

(225 ILCS 65/17-10 new)

(Section scheduled to be repealed on January 1, 2008)

Sec. 17-10. Illinois Center for Nursing. There is created the Illinois Center for Nursing to address issues of supply and demand in the nursing profession, including issues of recruitment, retention, and utilization of nurse manpower resources. The General Assembly finds that the Center will enhance the delivery of quality health care services by providing an ongoing strategy for the allocation of the State's resources directed towards nursing. Each of the following objectives shall serve as the primary goals for the Center:

(1) To develop a strategic plan for nursing manpower in Illinois by selecting priorities that must be addressed.

(2) To convene various groups of representatives of nurses, other health care providers, businesses and industries, consumers, legislators, and educators to:

(A) review and comment on data analysis prepared for the Center;

(B) recommend systemic changes, including strategies for implementation of recommended changes; and

(C) evaluate and report the results of the Board's efforts to the General Assembly and others.

(3) To enhance and promote recognition, reward, and renewal activities for nurses in Illinois by:

(A) proposing and creating reward, recognition, and renewal activities for nursing; and

(B) promoting media and positive image-building efforts for nursing.

(225 ILCS 65/17-15 new)

(Section scheduled to be repealed on January 1, 2008)

Sec. 17-15. Center for Nursing Advisory Board.

(a) There is created the Center for Nursing Advisory Board, which shall consist of 11 members appointed by the Governor, with 6 members of the Board being nurses representative of various nursing specialty areas. The other 5 members may include representatives of associations, health care providers, nursing educators, and consumers. The Board shall be chaired by the Nursing Act Coordinator, who shall be a voting member of the Board.

(b) The membership of the Board shall reasonably reflect representation from the geographic areas in this State.

(c) Members of the Board appointed by the Governor shall serve for terms of 4 years, with no member serving more than 10 successive years, except that, initially, 4 members shall be appointed to the Board for terms that expire on June 30, 2009, 4 members shall be appointed to the Board for terms that expire on June 30, 2008, and 3 members shall be appointed to the Board for terms that expire on June 30, 2007. A member shall serve until his or her successor is appointed and has qualified. Vacancies shall be filled in the same manner as original appointments, and any member so appointed shall serve during the remainder of the term for which the vacancy occurred.

(d) A quorum of the Board shall consist of a majority of Board members currently serving. A majority vote of the quorum is required for Board decisions. A vacancy in the membership of the Board shall not impair the right of a quorum to exercise all of the rights and perform all of the duties of the Board.

(e) The Governor may remove any appointed member of the Board for misconduct, incapacity, or neglect of duty and shall be the sole judge of the sufficiency of the cause for removal.

(f) Members of the Board are immune from suit in any action based upon any activities performed in good faith as members of the Board.

(e) Members of the Board shall not receive compensation, but shall be reimbursed for actual traveling, incidentals, and expenses necessarily incurred in carrying out their duties as members of the Board, as approved by the Department.

(225 ILCS 65/17-20 new)

(Section scheduled to be repealed on January 1, 2008)

Sec. 17-20. Powers and duties of the Board.

(a) The Board shall be advisory to the Department and shall possess and perform each of the following powers and duties:

(1) determine operational policy;

(2) administer grants, scholarships, internships, and other programs, as defined by rule, including the administration of programs, as determined by law, that further those goals set forth in Section 17-10 of this Title, in consultation with other State agencies, as provided by law;

(3) establish committees of the Board as needed;

(4) recommend the adoption and, from time to time, the revision of those rules that may be adopted and necessary to carry out the provisions of this Act;

(5) implement the major functions of the Center, as established in the goals set forth in Section 17-10 of this Title; and

(6) seek and accept non-State funds for carrying out the policy of the Center.

(b) The Center shall work in consultation with other State agencies as necessary.

ARTICLE 99. EFFECTIVE DATE.

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

Floor Amendment No. 2 remained in the Committee on Higher Education.

Representative Lang offered the following amendment and moved its adoption:

AMENDMENT NO. 3. Amend Senate Bill 931, AS AMENDED, by replacing everything after the enacting clause with the following:

"ARTICLE 5. GENERAL PROVISIONS.

Section 5-5. Short title. This Act may be cited as the Nurse Educator Assistance Act.

Section 5-10. Purpose. The purpose of this Act is to attract capable and promising students to the nursing educator profession, increase employment and retention of individuals who are working towards or who have received a master's or doctoral degree in nursing, and provide opportunities for persons making mid-career decisions to enter the nurse educator profession.

Section 5-15. Definitions. In this Act:

"Approved program of professional nursing education" and "approved program of practical nursing education" mean programs of professional or practical nursing, respectively, approved by the Department of Financial and Professional Regulation under the provisions of the Nursing and Advanced Practice Nursing Act.

"Commission" means the Illinois Student Assistance Commission.

Section 5-20. Rulemaking. The Commission shall adopt all rules necessary for the administration of this Act.

ARTICLE 10. NURSE EDUCATOR LOAN REPAYMENT PROGRAM.

Section 10-5. Nurse Educator Loan Repayment Program. There is created, beginning July 1, 2007, the Nurse Educator Loan Repayment Program to be administered by the Illinois Student Assistance Commission. The program shall provide assistance, subject to appropriation, to eligible nurse educators.

Section 10-10. Award; maximum time period; maximum amount. Subject to appropriation, the Commission shall award a grant to each qualified applicant for a maximum of 4 years. The amount of this grant shall not exceed \$5,000 per year. The Commission shall encourage the recipient of a grant awarded under the program to use the grant award for payment of the recipient's educational loan.

Section 10-15. Application. All applications for grant assistance under the program shall be made to the Commission in a form and manner prescribed by the Commission. Applicants shall also submit any supporting documents deemed necessary by the Commission at the time of application.

Section 10-20. Eligibility.

(a) The Commission shall, on an annual basis, receive and consider applications for grant assistance under the program. An applicant is eligible for a grant under the program if the Commission finds that the applicant:

- (1) is a United States citizen or permanent resident;
- (2) is a resident of Illinois;
- (3) has worked for at least 12 consecutive months as a nurse educator in an approved program of professional or practical nursing education in Illinois;
- (4) is a borrower with an outstanding balance due on an educational loan; and
- (5) has not defaulted on an educational loan.

(b) Preference may be given to previous recipients of a grant under the program, provided that the recipient continues to meet the eligibility requirements set forth in this Section.

(c) A recipient of a grant under the program must fulfill a separate 12-month period as a nurse educator in an approved program of professional or practical nursing education in Illinois for each grant that he or she is awarded.

ARTICLE 15. NURSE EDUCATOR SCHOLARSHIP PROGRAM.

Section 15-5. Nurse Educator Scholarship Program. There is created, beginning July 1, 2006, the Nurse Educator Scholarship Program to be administered by the Illinois Student Assistance Commission. The program shall provide scholarship assistance until July 1, 2010, subject to appropriation, to eligible students for nursing-related graduate study.

Section 15-10. Scholarship award; maximum time period; maximum amount.

(a) Subject to appropriation, the Commission shall award a nurse educator scholarship to each qualified applicant in an amount sufficient to pay the tuition and fees of the Illinois institution of higher learning at which the recipient is enrolled, up to the current maximum amount of tuition and fees charged to students enrolled in an approved program of professional or practical nursing education at a public university.

(b) Scholarship recipients shall also receive a stipend, the amount of which shall not exceed \$10,000, to cover other costs of attendance, including, but not limited to, living expenses. Stipend amounts for recipients enrolled on less than a full-time basis shall be prorated by credit hour.

(c) A recipient may receive scholarship assistance under the program for the equivalent of 8 semesters or 16 quarters of full-time enrollment.

(d) The total amount of scholarship assistance awarded by the Commission under the program to an individual in any given fiscal year, when added to other financial assistance awarded to that individual for that year, may not exceed the cost of attendance at the institution of higher learning at which the student is enrolled.

Section 15-15. Application. All applications for a scholarship under the program shall be made to the Commission in a form and manner prescribed by the Commission. Applicants shall also submit any supporting documents deemed necessary by the Commission at the time of application.

Section 15-20. Eligibility.

(a) The Commission shall, on an annual basis until July 1, 2010, receive and consider applications for scholarship assistance under the program. An applicant is eligible for a scholarship under the program if the Commission finds that the applicant:

(1) is a United States citizen or permanent resident;

(2) is a resident of Illinois;

(3) is enrolled or accepted for enrollment on at least a half-time basis in an approved program of professional or practical nursing education at the graduate level at an Illinois institution of higher learning.

(b) Scholarship recipients shall be selected from among eligible applicants based on a combination of academic excellence and financial need, as determined by the Commission.

(c) Preference may be given to previous recipients of a scholarship under the program, provided that the recipient continues to meet the eligibility requirements set forth in this Section and maintains satisfactory academic progress as determined by the institution of higher education at which he or she is enrolled.

(d) Prior to receiving scholarship assistance for an academic year, each recipient of a scholarship awarded under the program must sign an agreement pledging that, within the one-year period following the termination of the academic program for which the recipient was awarded a scholarship, the recipient shall (i) begin working as an educator in an approved program of professional nursing education or an approved program of practical nursing education in Illinois for a period of not less than 5 years and (ii) upon request of the Commission, provide the Commission with evidence that he or she is fulfilling or has fulfilled the terms of the work agreement required under this subsection (d).

Section 15-25. Payment to institution. All scholarship funds distributed under the program shall be paid to the institution on behalf of the scholarship recipient.

Section 15-30. Repayment upon default; exception.

(a) If a recipient of a scholarship awarded under this Section fails to fulfill the work agreement required under the program, the Commission shall require the recipient to repay the amount of the scholarship or scholarships received, prorated according to the fraction of the work agreement not completed, plus interest at a rate of 5% and, if applicable, reasonable collection fees.

(b) Payments received by the Commission under this Section shall be remitted to the State Comptroller for deposit into the General Revenue Fund, except that that portion of a recipient's repayment that equals the amount in expenses that the Commission has reasonably incurred in attempting collection from that recipient shall be remitted to the State Comptroller for deposit into the Commission's Accounts Receivable Fund.

(c) A recipient of a scholarship awarded by the Commission under the program shall not be in violation of the agreement entered into pursuant to this Article if the recipient is (i) serving as a member of the armed services of the United States, (ii) temporarily totally disabled, as established by a sworn affidavit of a qualified physician, (iii) seeking and unable to find full-time employment as a nursing educator and is able to provide evidence of that fact, or (iv) taking additional courses, on at least a half-time basis, related to nursing education. Any extension of the period during which the work requirement must be fulfilled shall be subject to limitations of duration established by the Commission.

#### ARTICLE 90. AMENDATORY PROVISIONS.

Section 90-2. The State Finance Act is amended by changing and renumbering Section 5.570, as added by Public Act 92-589, as follows:

(30 ILCS 105/5.569)

Sec. ~~5.569~~ ~~5.570~~. The National Guard and Naval Militia Grant Fund.

(Source: P.A. 92-589, eff. 7-1-02; revised 8-27-02.)

Section 90-5. The Board of Higher Education Act is amended by adding Sections 9.31 and 9.32 as follows:

(110 ILCS 205/9.31 new)

Sec. 9.31. Competitive grants to nursing schools. In order to increase the number of nurses graduating from Illinois institutions of higher learning, the Board shall establish and administer a competitive grant program for institutions of higher learning that award degrees in nursing. The grants may be awarded on the basis of performance criteria that shall include, but not be limited to, degree production, student retention, and passage rates on professional licensure examinations.

The Board shall adopt those rules that are necessary for the implementation and administration of the grants established under this Section.

(110 ILCS 205/9.32 new)

Sec. 9.32. Nurse educator fellowship program. In order to ensure the retention of well-qualified nursing faculty, the Board shall establish and administer a nurse educator fellowship program that supplements nursing faculty salaries at institutions of higher learning that award degrees in nursing. Fellowships awarded under the program may be awarded on a competitive basis.

The Board shall adopt those rules that are necessary for the implementation and administration of the fellowship program established under this Section.

Section 90-8. The Higher Education Student Assistance Act is amended by changing Section 45 and by adding Section 65.80 as follows:

(110 ILCS 947/45)

Sec. 45. Illinois National Guard and Naval Militia grant program.

(a) As used in this Section:

"State controlled university or community college" means those institutions under the administration of the Chicago State University Board of Trustees, the Eastern Illinois University Board of Trustees, the Governors State University Board of Trustees, the Illinois State University Board of Trustees, the Northeastern Illinois University Board of Trustees, the Northern Illinois University Board of Trustees, the Western Illinois University Board of Trustees, Southern Illinois University Board of Trustees, University of Illinois Board of Trustees, or the Illinois Community College Board.

"Tuition and fees" shall not include expenses for any sectarian or denominational instruction, the construction or maintenance of sectarian or denominational facilities, or any other sectarian or denominational purposes or activity.

"Fees" means matriculation, graduation, activity, term, or incidental fees. Exemption shall not be granted from any other fees, including book rental, service, laboratory, supply, and union building fees, hospital and medical insurance fees, and any fees established for the operation and maintenance of buildings, the income of which is pledged to the payment of interest and principal on bonds issued by the governing board of any university or community college.

(b) Any person who has served at least one year in the Illinois National Guard or the Illinois Naval Militia and who possesses all necessary entrance requirements shall, upon application and proper proof, be awarded a grant to the State-controlled university or community college of his or her choice, consisting of exemption from tuition and fees for not more than the equivalent of 4 years of full-time enrollment, including summer terms, in relation to his or her course of study at that State controlled university or community college while he or she is a member of the Illinois National Guard or the Illinois Naval Militia. Except as otherwise provided in this Section, if the recipient of any grant awarded under this Section ceases to be a member of the Illinois National Guard or the Illinois Naval Militia while enrolled in a course of study under that grant, the grant shall be terminated as of the date membership in the Illinois National Guard or the Illinois Naval Militia ended, and the recipient shall be permitted to complete the school term in which he or she is then enrolled only upon payment of tuition and other fees allocable to the part of the term then remaining. If the recipient of a grant awarded under this Section ceases to be a member of the Illinois National Guard or the Illinois Naval Militia while enrolled in a course of study under that grant but (i) has served in the Illinois National Guard or the Illinois Naval Militia for at least 5 years and (ii) has served a cumulative total of at least 6 months of active duty, then that recipient shall continue to be eligible for a grant for one year after membership in the Illinois National Guard or the Illinois Naval Militia ended, provided that the recipient has not already received the exemption from tuition and fees for the equivalent of 4 years of full-time enrollment, including summer terms, under this Section. If the recipient of the grant fails to complete his or her military service obligations or requirements for satisfactory participation, the Department of Military Affairs shall require the recipient to repay the amount of the grant received, prorated according to the fraction of the service obligation not completed, and, if applicable, reasonable collection fees. The Department of Military Affairs may adopt rules relating to its collection activities for repayment of the grant under this Section. Unsatisfactory participation shall be defined by rules adopted by

the Department of Military Affairs. Repayments shall be deposited in the National Guard and Naval Militia Grant Fund. The National Guard and Naval Militia Grant Fund is created as a special fund in the State treasury. All money in the National Guard and Naval Militia Grant Fund shall be used, subject to appropriation, by the Illinois Student Assistance Commission for the purposes of this Section.

A grant awarded under this Section shall be considered an entitlement which the State-controlled university or community college in which the holder is enrolled shall honor without any condition other than the holder's maintenance of minimum grade levels and a satisfactory student loan repayment record pursuant to subsection (c) of Section 20 of this Act.

(c) Subject to a separate appropriation for such purposes, the Commission may reimburse the State-controlled university or community college for grants authorized by this Section.

(Source: P.A. 93-838, eff. 7-30-04; 93-856, eff. 8-3-04; 94-583, eff. 8-15-05.)

(110 ILCS 947/65.80 new)

Sec. 65.80. Forensic science grant program.

(a) In order to encourage graduate students to enter the field of forensic science and continue their careers as forensic scientists with the Department of State Police in one of the specialty areas of forensic sciences that is considered a shortage specialty area, the Commission shall, subject to appropriation, establish and administer a forensic science grant program.

(b) A qualified applicant may receive a maximum grant amount of \$30,000 to cover those expenses related to the forensic science program in which he or she is enrolled.

(c) The Commission shall, on an annual basis until July 1, 2010, receive and consider applications for grant assistance under the program. An applicant is eligible for a grant under the program if the Commission finds that the applicant:

(1) is a United States citizen or permanent resident;

(2) is a resident of Illinois or will be a resident of Illinois upon completion of the forensic science program;

(3) is enrolled on a full-time basis in a minimum one-year program that combines graduate education with training in a specific forensic discipline in a manner equivalent to the Department of State Police's new examiner training so as to prepare him or her to do casework; and

(4) meets or will meet all of the evaluation criteria required by the Department of State Police for employment.

(d) Prior to receiving grant assistance for an academic year, each recipient shall be required by the Commission to sign an agreement under which the recipient pledges to seek employment as a forensic scientist with the Department of State Police and, if such employment is obtained, to continue as an employee of the Department of State Police for a minimum period of 4 years. If a recipient of a grant under this Section fails to fulfill the employment obligation, the Commission shall require that the recipient repay the amount of the grant award, prorated according to the fraction of the obligation not completed, plus interest at a rate of 5% and, if applicable, reasonable collection fees, as established by the Commission.

(e) A recipient of a grant award under this Section shall not be in violation of the agreement entered into pursuant to subsection (d) of this Section if the Department of State Police is unable to offer employment to the recipient. The Commission may adopt rules relating to other conditions under which a recipient is not considered to be in violation of the agreement entered into pursuant to subsection (d) of this Section. Any extension of the period during which the employment requirement under subsection (d) of this Section must be fulfilled shall be subject to the limitations of duration established by the Commission.

(f) The Commission and the Department of State Police shall adopt all rules that are necessary for the implementation and administration of this Section.

Section 90-10. The Nursing Education Scholarship Law is amended by changing Section 5 as follows:

(110 ILCS 975/5) (from Ch. 144, par. 2755)

Sec. 5. Nursing education scholarships. Beginning with the fall term of the 2004-2005 academic year, the Department, in accordance with rules and regulations promulgated by it for this program, shall provide scholarships to individuals selected from among those applicants who qualify for consideration by showing:

(1) that he or she has been a resident of this State for at least one year prior to application, and is a citizen or a lawful permanent resident alien of the United States;

(2) that he or she is enrolled in or accepted for admission to an associate degree in nursing program, hospital-based diploma in nursing program, baccalaureate degree in nursing program, graduate degree in nursing program, or practical nursing program at an approved institution; and

(3) that he or she agrees to meet the nursing employment obligation.



If in any year the number of qualified applicants exceeds the number of scholarships to be awarded, the Department shall, in consultation with the Center for Nursing Advisory Board, consider the following factors in granting give priority in awarding scholarships:

(A) Financial To students in the greatest financial need, as shown on a standardized financial needs assessment form used by an

approved institution, of students who will pursue their education on a full-time or close closest to full-time basis and who already have a certificate in practical nursing, a diploma in nursing, or an associate degree in nursing and are pursuing a higher degree.

(B) A student's status as a To registered nurse who is nurses pursuing a graduate degree in nursing to pursue employment in an

approved institution that educates licensed practical nurses and that educates registered nurses in undergraduate and graduate nursing programs.

(C) A student's merit, as shown through his or her grade point average, class rank, and other academic and extracurricular activities. The Department may add to and further define these merit criteria by rule.

Unless otherwise indicated, scholarships shall be awarded to recipients at approved institutions for a period of up to 2 years if the recipient is enrolled in an associate degree in nursing program, up to 3 years if the recipient is enrolled in a hospital-based diploma in nursing program, up to 4 years if the recipient is enrolled in a baccalaureate degree in nursing program, up to 5 years if the recipient is enrolled in a graduate degree in nursing program, and up to one year if the recipient is enrolled in a certificate in practical nursing program. At least 40% of the scholarships awarded shall be for recipients who are pursuing baccalaureate degrees in nursing, 30% of the scholarships awarded shall be for recipients who are pursuing associate degrees in nursing or a diploma in nursing, 10% of the scholarships awarded shall be for recipients who are pursuing a certificate in practical nursing, and 20% of the scholarships awarded shall be for recipients who are pursuing a graduate degree in nursing.

(Source: P.A. 92-43, eff. 1-1-02; 93-879, eff. 1-1-05.)

Section 90-15. The Nursing and Advanced Practice Nursing Act is amended by changing Section 10-10 and by adding Title 17 as follows:

(225 ILCS 65/10-10)

(Section scheduled to be repealed on January 1, 2008)

Sec. 10-10. Department powers and duties.

(a) The Department shall exercise the powers and duties prescribed by the Civil Administrative Code of Illinois for administration of licensing acts and shall exercise other powers and duties necessary for effectuating the purpose of this Act. None of the functions, powers, or duties of the Department with respect to licensure and examination shall be exercised by the Department except upon review by the Board. The Department shall adopt rules to implement, interpret, or make specific the provisions and purposes of this Act; however no such rules shall be adopted by the Department except upon review by the Board.

(b) The Department shall:

(1) prepare and maintain a list of approved programs of professional nursing education and programs of practical nursing education in this State, whose graduates, if they have the other necessary qualifications provided in this Act, shall be eligible to apply for a license to practice nursing in this State;

(2) promulgate rules defining what constitutes an approved program of professional nursing education and what constitutes an approved program of practical nursing education; and

(3) adopt rules for examination of candidates for licenses and for issuance of licenses authorizing candidates upon passing an examination to practice under this Act.

(c) The Department may act upon the recommendations of the Center for Nursing Advisory Board.

(Source: P.A. 90-742, eff. 8-13-98.)

(225 ILCS 65/Tit. 17 heading new)

(Title heading scheduled to be repealed on January 1, 2008)

#### TITLE 17. ILLINOIS CENTER FOR NURSING

(225 ILCS 65/17-5 new)

(Section scheduled to be repealed on January 1, 2008)

Sec. 17-5. Definitions. In this Title:

"Board" means the Center for Nursing Advisory Board.

"Center" means the Illinois Center for Nursing.

(225 ILCS 65/17-10 new)

(Section scheduled to be repealed on January 1, 2008)

Sec. 17-10. Illinois Center for Nursing. There is created the Illinois Center for Nursing to address issues of supply and demand in the nursing profession, including issues of recruitment, retention, and utilization of nurse manpower resources. The General Assembly finds that the Center will enhance the delivery of quality health care services by providing an ongoing strategy for the allocation of the State's resources directed towards nursing. Each of the following objectives shall serve as the primary goals for the Center:

(1) To develop a strategic plan for nursing manpower in Illinois by selecting priorities that must be addressed.

(2) To convene various groups of representatives of nurses, other health care providers, businesses and industries, consumers, legislators, and educators to:

(A) review and comment on data analysis prepared for the Center;

(B) recommend systemic changes, including strategies for implementation of recommended changes; and

(C) evaluate and report the results of the Board's efforts to the General Assembly and others.

(3) To enhance and promote recognition, reward, and renewal activities for nurses in Illinois by:

(A) proposing and creating reward, recognition, and renewal activities for nursing; and

(B) promoting media and positive image-building efforts for nursing.

(225 ILCS 65/17-15 new)

(Section scheduled to be repealed on January 1, 2008)

Sec. 17-15. Center for Nursing Advisory Board.

(a) There is created the Center for Nursing Advisory Board, which shall consist of 11 members appointed by the Governor, with 6 members of the Board being nurses representative of various nursing specialty areas. The other 5 members may include representatives of associations, health care providers, nursing educators, and consumers. The Board shall be chaired by the Nursing Act Coordinator, who shall be a voting member of the Board.

(b) The membership of the Board shall reasonably reflect representation from the geographic areas in this State.

(c) Members of the Board appointed by the Governor shall serve for terms of 4 years, with no member serving more than 10 successive years, except that, initially, 4 members shall be appointed to the Board for terms that expire on June 30, 2009, 4 members shall be appointed to the Board for terms that expire on June 30, 2008, and 3 members shall be appointed to the Board for terms that expire on June 30, 2007. A member shall serve until his or her successor is appointed and has qualified. Vacancies shall be filled in the same manner as original appointments, and any member so appointed shall serve during the remainder of the term for which the vacancy occurred.

(d) A quorum of the Board shall consist of a majority of Board members currently serving. A majority vote of the quorum is required for Board decisions. A vacancy in the membership of the Board shall not impair the right of a quorum to exercise all of the rights and perform all of the duties of the Board.

(e) The Governor may remove any appointed member of the Board for misconduct, incapacity, or neglect of duty and shall be the sole judge of the sufficiency of the cause for removal.

(f) Members of the Board are immune from suit in any action based upon any activities performed in good faith as members of the Board.

(e) Members of the Board shall not receive compensation, but shall be reimbursed for actual traveling, incidentals, and expenses necessarily incurred in carrying out their duties as members of the Board, as approved by the Department.

(225 ILCS 65/17-20 new)

(Section scheduled to be repealed on January 1, 2008)

Sec. 17-20. Powers and duties of the Board.

(a) The Board shall be advisory to the Department and shall possess and perform each of the following powers and duties:

(1) determine operational policy;

(2) administer grants, scholarships, internships, and other programs, as defined by rule, including the administration of programs, as determined by law, that further those goals set forth in Section 17-10 of this Title, in consultation with other State agencies, as provided by law;

(3) establish committees of the Board as needed;

(4) recommend the adoption and, from time to time, the revision of those rules that may be adopted and necessary to carry out the provisions of this Act;

(5) implement the major functions of the Center, as established in the goals set forth in Section 17-10 of this Title; and

(6) seek and accept non-State funds for carrying out the policy of the Center.

(b) The Center shall work in consultation with other State agencies as necessary.

ARTICLE 99. EFFECTIVE DATE.

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

The foregoing motion prevailed and the amendment was adopted.

There being no further amendment(s), the bill, as amended, was advanced to the order of Third Reading.

SENATE BILL 2436. Having been reproduced, was taken up and read by title a second time.

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

AMENDMENT NO. 1. Amend Senate Bill 2436 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Health Facilities Planning Act is amended by changing Sections 12, 13, and 19.6 as follows:

(20 ILCS 3960/12) (from Ch. 111 1/2, par. 1162)

(Section scheduled to be repealed on July 1, 2006)

Sec. 12. Powers and duties of State Board. For purposes of this Act, the State Board shall exercise the following powers and duties:

(1) Prescribe rules, regulations, standards, criteria, procedures or reviews which may vary according to the purpose for which a particular review is being conducted or the type of project reviewed and which are required to carry out the provisions and purposes of this Act.

(2) Adopt procedures for public notice and hearing on all proposed rules, regulations, standards, criteria, and plans required to carry out the provisions of this Act.

(3) Prescribe criteria for recognition for areawide health planning organizations, including, but not limited to, standards for evaluating the scientific bases for judgments on need and procedure for making these determinations.

(4) Develop criteria and standards for health care facilities planning, conduct statewide inventories of health care facilities, maintain an updated inventory on the Department's web site reflecting the most recent bed and service changes and updated need determinations when new census data become available or new need formulae are adopted, and develop health care facility plans which shall be utilized in the review of applications for permit under this Act. Such health facility plans shall be coordinated by the Agency with the health care facility plans areawide health planning organizations and with other pertinent State Plans. Inventories pursuant to this Section of skilled or intermediate care facilities licensed under the Nursing Home Care Act or nursing homes licensed under the Hospital Licensing Act shall be conducted on an annual basis no later than July 1 of each year and shall include among the information requested a list of all services provided by a facility to its residents and to the community at large and differentiate between active and inactive beds.

In developing health care facility plans, the State Board shall consider, but shall not be limited to, the following:

(a) The size, composition and growth of the population of the area to be served;

(b) The number of existing and planned facilities offering similar programs;

(c) The extent of utilization of existing facilities;

(d) The availability of facilities which may serve as alternatives or substitutes;

(e) The availability of personnel necessary to the operation of the facility;

(f) Multi-institutional planning and the establishment of multi-institutional systems where feasible;

(g) The financial and economic feasibility of proposed construction or modification; and

(h) In the case of health care facilities established by a religious body or denomination, the needs of the members of such religious body or denomination may be considered to be public need.

The health care facility plans which are developed and adopted in accordance with this Section shall

form the basis for the plan of the State to deal most effectively with statewide health needs in regard to health care facilities.

(5) Coordinate with other state agencies having responsibilities affecting health care facilities, including those of licensure and cost reporting.

(6) Solicit, accept, hold and administer on behalf of the State any grants or bequests of money, securities or property for use by the State Board or recognized areawide health planning organizations in the administration of this Act; and enter into contracts consistent with the appropriations for purposes enumerated in this Act.

(7) The State Board shall prescribe, in consultation with the recognized areawide health planning organizations, procedures for review, standards, and criteria which shall be utilized to make periodic areawide reviews and determinations of the appropriateness of any existing health services being rendered by health care facilities subject to the Act. The State Board shall consider recommendations of the areawide health planning organization and the Agency in making its determinations.

(8) Prescribe, in consultation with the recognized areawide health planning organizations, rules, regulations, standards, and criteria for the conduct of an expeditious review of applications for permits for projects of construction or modification of a health care facility, which projects are non-substantive in nature. Such rules shall not abridge the right of areawide health planning organizations to make recommendations on the classification and approval of projects, nor shall such rules prevent the conduct of a public hearing upon the timely request of an interested party. Such reviews shall not exceed 60 days from the date the application is declared to be complete by the Agency.

(9) Prescribe rules, regulations, standards, and criteria pertaining to the granting of permits for construction and modifications which are emergent in nature and must be undertaken immediately to prevent or correct structural deficiencies or hazardous conditions that may harm or injure persons using the facility, as defined in the rules and regulations of the State Board. This procedure is exempt from public hearing requirements of this Act.

(10) Prescribe rules, regulations, standards and criteria for the conduct of an expeditious review, not exceeding 60 days, of applications for permits for projects to construct or modify health care facilities which are needed for the care and treatment of persons who have acquired immunodeficiency syndrome (AIDS) or related conditions.

(Source: P.A. 93-41, eff. 6-27-03.)

(20 ILCS 3960/13) (from Ch. 111 1/2, par. 1163)

(Section scheduled to be repealed on July 1, 2006)

Sec. 13. Investigation of applications for permits and certificates of recognition. The Agency or the State Board shall make or cause to be made such investigations as it or the State Board deems necessary in connection with an application for a permit or an application for a certificate of recognition, or in connection with a determination of whether or not construction or modification which has been commenced is in accord with the permit issued by the State Board or whether construction or modification has been commenced without a permit having been obtained. The State Board may issue subpoenas duces tecum requiring the production of records and may administer oaths to such witnesses.

Any circuit court of this State, upon the application of the State Board or upon the application of any party to such proceedings, may, in its discretion, compel the attendance of witnesses, the production of books, papers, records, or memoranda and the giving of testimony before the State Board, by a proceeding as for contempt, or otherwise, in the same manner as production of evidence may be compelled before the court.

The State Board shall require all health facilities operating in this State to provide such reasonable reports at such times and containing such information as is needed by it to carry out the purposes and provisions of this Act. Prior to collecting information from health facilities, the State Board shall make reasonable efforts through a public process to consult with health facilities and associations that represent them to determine whether data and information requests will result in useful information for health planning, whether sufficient information is available from other sources, and whether data requested is routinely collected by health facilities and is available without retrospective record review. Data and information requests shall not impose undue paperwork burdens on health care facilities and personnel. Health facilities not complying with this requirement shall be reported to licensing, accrediting, certifying, or payment agencies as being in violation of State law. Health care facilities and other parties at interest shall have reasonable access, under rules established by the State Board, to all planning information submitted in accord with this Act pertaining to their area.

Among the reports to be required by the State Board are facility questionnaires for health care facilities

licensed under the Ambulatory Surgical Treatment Center Act, the Hospital Licensing Act, the Nursing Home Care Act, or the End Stage Renal Disease Facility Act. These questionnaires shall be conducted on an annual basis and compiled by the Agency. For health care facilities licensed under the Nursing Home Care Act, these reports shall include, but not be limited to, the identification of specialty services provided by the facility to patients, residents, and the community at large. For health care facilities that contain long term care beds, the reports shall also include the number of staffed long term care beds, physical capacity for long term care beds at the facility, and long term care beds available for immediate occupancy. For purposes of this paragraph, "long term care beds" means beds (i) licensed under the Nursing Home Care Act or (ii) licensed under the Hospital Licensing Act and certified as skilled nursing or nursing facility beds under Medicaid or Medicare.

(Source: P.A. 93-41, eff. 6-27-03.)

(20 ILCS 3960/19.6)

(Section scheduled to be repealed on July 1, 2006)

Sec. 19.6. Repeal. This Act is repealed on April 1, 2007 ~~July 1, 2006~~.

(Source: P.A. 93-41, eff. 6-27-03; 93-889, eff. 8-9-04.)

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

There being no further amendment(s), the bill, as amended, was held on the order of Second Reading.

Having been reproduced, the following bill was taken up, read by title a second time and held on the order of Second Reading: SENATE BILL 1028.

#### **AGREED RESOLUTIONS**

HOUSE RESOLUTIONS 1257, 1258, 1260, 1261, 1262, 1263, 1264, 1267, 1268, 1269 and 1270 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 6:52 o'clock p.m., Representative Currie moved that the House do now adjourn until Wednesday, May 3, 2006, at 9:30 o'clock a.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

May 02, 2006

0 YEAS

0 NAYS

111 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-FOURTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 SENATE BILL 304  
 NOTARY PUBLIC-REAL ESTATE  
 THIRD READING  
 PASSED

May 02, 2006

111 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-FOURTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 SENATE BILL 2277  
 HORSERACING-PAYMNT TO PARKS  
 THIRD READING  
 PASSED

May 02, 2006

72 YEAS

39 NAYS

0 PRESENT

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

E - Denotes Excused Absence



STATE OF ILLINOIS  
 NINETY-FOURTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 SENATE BILL 1625  
 BONDS-AGGREGATE PRINCIPAL-IFA  
 THIRD READING  
 PASSED

May 02, 2006

61 YEAS

49 NAYS

1 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-FOURTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 SENATE BILL 630  
 STATE GOVERNMENT-TECH  
 THIRD READING  
 PASSED

May 02, 2006

111 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-FOURTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 HOUSE BILL 1814  
 PENSIONS-TECH  
 THIRD READING  
 PASSED

May 02, 2006

62 YEAS

48 NAYS

1 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-FOURTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 HOUSE BILL 1815  
 PENSIONS-TECH  
 MOTION# 1  
 SHALL THE CHAIR BE SUSTAINED  
 PREVAILED

May 02, 2006

62 YEAS

49 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-FOURTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 HOUSE BILL 1815  
 PENSIONS-TECH  
 THIRD READING  
 PASSED

May 02, 2006

63 YEAS

48 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-FOURTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 SENATE BILL 2872  
 PROP TX-EXEMPTION-LEASES  
 SHALL THE CHAIR BE SUSTAINED  
 PREVAILED

May 02, 2006

62 YEAS

49 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-FOURTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 SENATE BILL 2872  
 PROP TX-EXEMPTION-LEASES  
 THIRD READING  
 PASSED

May 02, 2006

65 YEAS

46 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS  
NINETY-FOURTH  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
SENATE BILL 929  
REGULATION-TECH  
THIRD READING  
PASSED

May 02, 2006

111 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence



STATE OF ILLINOIS  
 NINETY-FOURTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 SENATE BILL 185  
 MWRD-CIVIL SVC BD PAY  
 THIRD READING  
 PASSED

May 02, 2006

64 YEAS

46 NAYS

1 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-FOURTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 SENATE BILL 2554  
 CRIM CD-ID THEFT  
 MOTION TO RECEDE FROM HOUSE AMENDMENT NO. 1  
 PREVAILED

May 02, 2006

111 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS  
NINETY-FOURTH  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
SENATE BILL 2339  
MINIMUM WAGE-PUNITIVE DAMAGES  
THIRD READING  
PASSED

May 02, 2006

110 YEAS

0 NAYS

1 PRESENT

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

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-FOURTH  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 SENATE BILL 2654  
 TB DIST- SUBURBAN COOK  
 THIRD READING  
 PASSED

May 02, 2006

111 YEAS

0 NAYS

0 PRESENT

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

E - Denotes Excused Absence

**126TH LEGISLATIVE DAY****Perfunctory Session****TUESDAY, MAY 2, 2006**

At the hour of 6:53 o'clock p.m., the House convened perfunctory session.

**HOUSE RESOLUTIONS**

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

**HOUSE RESOLUTION 1259**

Offered by Representative Scully:

WHEREAS, Constable James Quinn died in the line of duty on December 5, 1853, having succumbed to serious injuries sustained while discharging his duties as both a constable and an early member of the municipal police force in Chicago; and

WHEREAS, Having sustained a broken rib and an injured jaw in the first attack and having been thrown to the ground and kicked several times resulting in fractured ribs and a punctured lung during a second attack, Constable Quinn continued to pursue an escaped prisoner; and

WHEREAS, On the two days preceding his death, Constable Quinn continued to report for duty, finally causing the capture of both his escaped prisoner, as well as the tavern owner, William Rees, who beat him on both occasions; and

WHEREAS, Constable Quinn's condition deteriorated resulting in a congestion of the brain, and he finally died from injuries sustained in the line of duty; and

WHEREAS, Following the death of Constable James Quinn, the Chicago Common Council Committee on Police found on December 12, 1853, that "an officer had been recently killed in the discharge of his duty" and the entire Chicago Police Force was ordered to descend on the North Division vice district to rout out crime and "Vindicate the Honor of the Police"; and

WHEREAS, Following the conviction of Constable Quinn's killer, William Rees, the Chicago Common Council awarded his wife, Margaret Quinn, benefits as the result of his death in the line of duty; and

WHEREAS, On February 27, 1854, the Chicago Common Council noted in its official proceedings that Constable "James Quinn was deprived of life and his helpless family bereaved of their sole support and protection under no ordinary circumstances, but in the honest and faithful discharge of his duty as an officer of the city"; and

WHEREAS, The circumstances surrounding the death of Constable James Quinn and the trial and conviction of the perpetrator of his death, William Rees, has been reported with historical documentation in the Chicago Evening Journal, Chicago Republican, Daily Democratic Press, and Chicago Tribune; and

WHEREAS, During the proceedings of the trial against Constable Quinn's assailant, one William Rees, testimony concerning the injuries that caused Constable Quinn's death were substantiated by two well-known Chicago medical persons, Dr. Herrick and Dr. Henrotin; and

WHEREAS, William Rees was convicted of the death of Constable Quinn, as set forth on the one-count indictment, that "James Quinn came to his death from an assault made by William Rees on the second day of December last"; and

WHEREAS, Judge Robert S. Wilson of the Recorder's Court sentenced William Rees to five years in the penitentiary at Alton; and

WHEREAS, The testimony of Constable Quinn's widow moved the members of the Chicago Common Council on February 27, 1854, to recognize Constable Quinn's service and sacrifice to the people of Chicago; and

WHEREAS, On March 6, 1854, the Chicago City Council's Committee on Judiciary concurred favorable with the Widow Quinn's petition authorizing her compensation for her husband's death in the line of duty as a constable; and

WHEREAS, Common sense tells us that the conviction of Rees and this payment to a fallen officer's

widow proves a prima facie line of duty death in the case of Constable Quinn and establishes Margaret Quinn as the first Line of Duty death widow in Chicago history; and

WHEREAS, Historical evidence attests that this was the first such payment to a fallen officer's widow in the City of Chicago; and

WHEREAS, One hundred fifty-three years have elapsed since the death in the line of the duty of Constable James Quinn; and

WHEREAS, The addition of substantive historical scholarship and documentation, provided by the research and analysis of former DEA Agent Richard Barrett, has expanded the knowledge and understanding of Constable James Quinn's sacrifice on behalf of the people of Chicago; and

WHEREAS, With the passage of time and the obscuring of memory, the Chicago Police Department has not accorded Constable James Quinn with the official distinction of an officer killed in the line of duty; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we encourage the Chicago Police Department to resolve the accidents of history and accord Constable James Quinn all the rights and honors of a fallen officer killed in the line of duty by listing him in all official records as the first Chicago Policeman killed in the line of duty, and to include a badge representing Constable James Quinn's service in the Honored Star Case at Police Headquarters, and to include his name on the municipal memorial under construction honoring those heroes of Chicago law enforcement; and be it further

RESOLVED, That we encourage the Chicago Police Department to authorize the National Law Enforcement Officer's Memorial in Washington, D.C., of Constable James Quinn's inclusion in the roll of Chicago Police Officers killed in the line of duty; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Superintendent of Chicago Police, Philip J. Cline, and members of the Chicago Police Department Awards Committee.

#### HOUSE RESOLUTION 1265

Offered by Representative Bost:

WHEREAS, The Lewis and Clark Expedition is about President Thomas Jefferson's dream, the planning and preparation required for an early 19th-century military expedition, and then finally about the expedition itself; and

WHEREAS, Both geographically and historically, the territory now known as Illinois played a significant role in the Lewis and Clark story; and

WHEREAS, Beginning with their arrival near present-day Cairo in November of 1803, and ending with their official departure from Wood River on May 14, 1804, the Corps of Discovery spent more than six months in what is now the State of Illinois; and

WHEREAS, On November 11, 1803, the Captains of the Corps arrived with about 20 men at Fort Massac, near present day Metropolis, Illinois; and

WHEREAS, This western outpost of the United States Army provided logistical support and a central location for recruiting military and civilian volunteers; and

WHEREAS, The Corps arrived at Fort Kaskaskia, near present-day Ellis Grove, Illinois, on November 27th, where they socialized with local citizens and recruited additional volunteers; and

WHEREAS, On December 12, 1803, the Corps, now over 40 men, landed at Wood River and established Camp River Dubois; and

WHEREAS, Camp River Dubois would be the Corps' temporary home until their departure on May 14, 1804; and

WHEREAS, The Corps used their time at Camp River Dubois to drill, practice marksmanship, and acquire and stow the supplies needed for the long expedition; and

WHEREAS, Expanding the Lewis and Clark National Historic Trail to include additional sites associated with the preparation and return phase of the expedition would provide additional tourism to southern Illinois; and

WHEREAS, Legislation has been filed in the United States Congress to create the Lewis and Clark National Historic Trail Extension Act of 2006; and

WHEREAS, This legislation amends the National Trails System Act to extend the Lewis and Clark National Historic Trail to include additional sites associated with the preparation and return phase of the

expedition; and

WHEREAS, The extended route would include designated Lewis and Clark sites in Virginia, the District of Columbia, Maryland, Delaware, Pennsylvania, West Virginia, Ohio, Kentucky, Tennessee, Indiana, and Illinois; and

WHEREAS, The legislation requires a suitability and feasibility study be completed to include the extended route within one year from the date funds are first made available for that purpose; and

WHEREAS, The Lewis and Clark Trail Heritage Foundation supports recognition of a continuous trail across the country on the National Park Service's official trail map and the right to post the official trail signs; and

WHEREAS, The extension of the Lewis and Clark National Historic Trail from coast to coast would complete the story and expose a broader base of Americans to the educational and cultural aspects of the expedition; and

WHEREAS, The Lewis and Clark Trail Heritage Foundation believes that the status quo does not adequately recognize Monticello, the home of Thomas Jefferson, where he dreamed his vision for America, Washington, D.C., where he shared his dream with Meriwether Lewis, or a variety of other significant places throughout the Eastern Legacy states; and

WHEREAS, The Lewis and Clark Trail Heritage Foundation partners with the National Parks Service, the Bureau of Land Management, and the Forest Service in caring for the Lewis and Clark National Historic Trail and also supports scholarship, educational efforts, and research on the expedition; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we support and urge the United States Congress to pass legislation calling for federal approval of extension of the Lewis and Clark National Historic Trail; and be it further

RESOLVED, That a suitable copy of this resolution be presented to each member of the Illinois Congressional delegation, the Speaker of the United States House of Representatives, and the Majority Leader of the United States Senate.

#### HOUSE RESOLUTION 1266

Offered by Representative Froehlich:

WHEREAS, Each year in Illinois approximately 80 to 90 people are killed in collisions between trains and motor vehicles or between trains and pedestrians; and

WHEREAS, Reducing the number of deaths and injuries related to railroad accidents has been the goal of the DuPage Railroad Safety Council since its inception in 1994; and

WHEREAS, The DuPage Railroad Safety Council, in cooperation with the Illinois Commerce Commission and Operation Lifesaver of Illinois, is holding its biennial Safety Summit on September 14, 2006; 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 September 10-16, 2006, as Railroad Safety Week in the State of Illinois; and be it further

RESOLVED, That a suitable copy of this resolution be presented the Chairman of the DuPage County Railroad Safety Council, the Chairman of the Illinois Commerce Commission, the Secretary of the Department of Transportation, and the Chairman Operation Lifesaver of Illinois.

#### HOUSE JOINT RESOLUTION 128

Offered by Representative Brauer:

WHEREAS, The members of the House of Representatives of the State of Illinois learned with sadness of the death of Carl Nels Becker of Petersburg on April 13, 2006; and

WHEREAS, He was born on June 8, 1949, in Sheboygan, Wisconsin, to Elmer Becker and Amy Nora Truesdale; he married Peggy Parks on July 31, 1971, in Black Creek, Wisconsin; he held a bachelor's degree in biology from the University of Wisconsin at Stevens Point and a master's degree in ornithology

from Eastern Michigan University; and

WHEREAS, Mr. Becker worked as the Associate State Director for Conservation Programs for the Illinois Chapter of the Nature Conservancy; he held several positions within the Illinois Department of Natural Resources (IDNR); he was the first Executive Director of the Illinois Endangered Species Protection Board, the first Chief of the Division of Natural Heritage, and served as Assistant Office Director of Realty and Environmental Planning, before his retirement in December 2002; and

WHEREAS, He began working at IDNR in 1978 as a biologist and quickly became a leader; during his tenure at IDNR, he spearheaded the effort to create the Wildlife Preservation Fund, an income tax check-off program that provides money for wildlife habitats; he also worked to pass legislation allocating a portion of the Real Estate Transfer Tax to protect natural areas and habitats for endangered and threatened species; he played a critical role in conserving natural habitats from Cook County to the Cache River State Natural Area, laden with cypress trees, in the southernmost tip of Illinois; he also was instrumental in efforts to save the dwindling territory of the prairie chicken in southern Illinois and to encourage peregrine falcons to roost among the Chicago Loop's skyscrapers; and

WHEREAS, Mr. Becker was a national leader in conservation issues, serving as Illinois representative with the International Association of Fish and Wildlife Agencies to push for the Teaming with Wildlife Initiative; he was the past president of the Natural Areas Association and was a member of several conservation organizations; and

WHEREAS, In addition to his work to protect Illinois natural areas, he was a leader in his community, serving as President of the Lake Petersburg Association and Chair of the Menard County Zoning Board of Appeals; a member of Petersburg United Methodist Church, he was active in his church, serving on the board of trustees; he also served as a Cub Scout leader and coached youth soccer, softball, and baseball; and

WHEREAS, The passing of Carl Nels Becker has been deeply felt by many, especially his wife, Peggy Becker; his sons, Jason Becker and Jared Becker; his daughter, Jenifer Becker; and his sister, Jane Kesting; 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 we mourn the passing of Carl Nels Becker, who will be remembered as a champion for the environment, and we extend our deepest sympathy to his family, friends, and all who knew and loved him; and be it further

RESOLVED, That a suitable copy of this resolution be presented to his family as an expression of our sincerest condolences and the sorrow that we share in this great loss.

#### HOUSE JOINT RESOLUTION 129

Offered by Representative Verschoore:

WHEREAS, The residents of Big Island have announced their plan to improve the corridor of Big Island; and

WHEREAS, Blackhawk Township on April 4, 2006 adopted a resolution to change the name of Big Island Road to Big Island Parkway on the portion of Big Island Road maintained by Blackhawk Township; and

WHEREAS, The Supervisor and Road Commissioner of Blackhawk Township have requested that the remaining portion of Big Island Road, maintained by the Illinois Department of Transportation, also be renamed Big Island Parkway; 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 portion of Big Island Road maintained by the Illinois Department of Transportation be renamed Big Island Parkway; and be it further

RESOLVED, That the Illinois Department of Transportation is requested to erect at suitable locations, consistent with State regulations, appropriate plaques or signs giving notice of the name; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the Secretary of the Illinois Department of Transportation, to Blackhawk Township Supervisor Charles Layer, and to Blackhawk Township Road Commissioner Douglas House.



## HOUSE JOINT RESOLUTION 130

Offered by Representative Howard:

WHEREAS, America's increasing dependence on foreign oil has contributed to rising gasoline prices throughout Illinois and the nation; numerous economic development and environmental benefits result from the use of renewable fuels, including strengthening our agricultural sector by creating new renewable fuels industry related jobs, reducing our dependence on foreign oil, improving our energy security, and reducing greenhouse gas emissions; and

WHEREAS, Replacing fossil fuels with renewable raw material significantly reduces the consumption of limited energy sources; the hybrid grass miscanthus requires little energy input for infrastructure, fertilizers and pesticides, and growing and processing; use of non-renewable raw materials in miscanthus production and processing is limited to infrastructure and transport; miscanthus requires significantly less fertilizer and pesticide input than other energy crops; miscanthus is a plant that thrives on less water than other crops; targeted below-ground irrigation via pipe systems increases yields; and

WHEREAS, Mining fossil fuels entails large-scale interference in the landscape, but establishing energy crops preserves rather than endangers landscapes; miscanthus has the best energy per space ratio of all energy crops; harvested miscanthus can be processed down to the last fibre, leaving no production waste; ashes from combustion can re-enter the cycle as fertilizer; and

WHEREAS, Renewable energy sources have a closed carbon cycle: the CO<sub>2</sub> released while burning biomass is absorbed by the next crop growing; in contrast to fossil fuels like coal, petroleum, and natural gas, the atmosphere is not polluted by additional greenhouse gas and CO<sub>2</sub> emissions; the danger of water pollution by excessive fertilization is low; compared to food production the pesticide input is extremely low, and miscanthus requires pesticide input only during the first and second year of establishment to keep out competing field plants; so far, no significant pests or diseases have affected miscanthus; and

WHEREAS, The energy yield from miscanthus is not high enough to make transportation over long distances economically viable, favoring localized conversion and use at the place of availability and the establishment of local infrastructure; growing miscanthus has some advantages over conventional food agriculture; perennials offer more animal and plant kinds a habitat than a crop like corn could; the soil improves, and as miscanthus requires only a low fertilizer input, the danger of water pollution is low; miscanthus stabilizes soil threatened by erosion; fields planted with miscanthus produce annual yields over decades without harming the natural balance of soil and ground water; and

WHEREAS, Growing and converting miscanthus as an energy crop is highly cost-effective; the conversion of biomass to biogenic solid fuels is labor-intensive and creates jobs; growing miscanthus offers farmers an additional foothold; new employment opportunities benefit economically weak areas; miscanthus can be harvested with existing machinery; biomass fuels are easy to store, even for longer periods of time, which ensures year-round availability; up-to-date conversion facilities pose no health risks; appropriate handling will prevent the development of hazardous fungus spores or toxins that is possible in biofuel storage; and

WHEREAS, Dry miscanthus stems can be used as a solid fuel; the perennial grass grows from an underground stem-like organ called a rhizome; miscanthus, a crop native to Asia and a relative of sugarcane, drops its leaves in the winter, leaving behind tall bamboo-like stems that can be harvested in early spring and burned for fuel; grasses such as miscanthus are very clean fuels; nutrients such as nitrogen are transferred to the rhizome and are saved until the next growing season; burning miscanthus produces only as much carbon dioxide as it removes from the air as it grows, that balance means there is no net effect on atmospheric carbon dioxide levels, which is not the case with fossil fuels; and

WHEREAS, Miscanthus also is a very efficient fuel, because the energy ratio of input to output is less than 0.2; in contrast, the ratios exceed 0.8 for ethanol and biodiesel from canola, which are other plant-derived energy sources; besides being a clean, efficient, and renewable fuel source, miscanthus also is remarkably easy to grow; upon reaching maturity, miscanthus has few needs, as it outgrows weeds, requires little water and minimal fertilizer, and thrives in untilled fields; in untilled fields, various wildlife species make their homes in the plant's leafy canopy and in the surrounding undisturbed soil; Illinois researchers have found that miscanthus grown in the State has greater crop yields than in Europe, where it has been used commercially for years; full-grown plants produce 10-30 tons per acre dry weight each year; and

WHEREAS, The Illinois miscanthus crop began three years ago, when 400 miscanthus rhizomes were planted at the University of Illinois, and the three 33-by-33 feet miscanthus plots are considered mature;

nine different fields across the State are being used to help estimate miscanthus productivity; plots in Champaign and Christian counties each have more than 2 acres of miscanthus, and DeKalb, Pike, Pope, Wayne, Fayette, and Mason counties have smaller plots; plots in Champaign County have shown the greatest yearly yields, according to the 2004 progress report to the Illinois Council on Food and Agricultural Research, which funded the experiments; and

WHEREAS, The next step is to demonstrate how miscanthus goes from a plant to a power source; existing U.S. power plants could be modified to use miscanthus for fuel, as in Europe; 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 we urge the United States Department of Agriculture and the Illinois Department of Agriculture to fund research and make grants available to determine the efficacy of using miscanthus as a power source; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the United States Secretary of Agriculture and to the Illinois Director of Agriculture.

### **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 5788. Introduced by Representatives Fritchey - Miller, AN ACT concerning orders of protection.

HOUSE BILL 5789. Introduced by Representatives Holbrook - Hoffman - Stephens - Younge - Reitz, AN ACT concerning revenue.

At the hour of 6:57 o'clock p.m., the House Perfunctory Session adjourned.