

**STATE OF ILLINOIS**



# **HOUSE JOURNAL**

**HOUSE OF REPRESENTATIVES**

**NINETY-SIXTH GENERAL ASSEMBLY**

**1ST LEGISLATIVE DAY**

**REGULAR & PERFUNCTORY SESSION**

**WEDNESDAY, JANUARY 14, 2009**

**12:00 O'CLOCK NOON**

**HOUSE OF REPRESENTATIVES  
Daily Journal Index  
1st Legislative Day**

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At a regular session of the Ninety-Sixth General Assembly of the State of Illinois, begun and held at the University of Illinois at Springfield at 12:00 o'clock noon, on the second Wednesday of January in the year of our Lord 2009, pursuant to the provisions of Section 6(b), Article Four (4) of the Constitution of the State of Illinois.

The Honorable Jesse White, Secretary of State, called the House to order and presided over deliberation until the election of a Speaker as presiding officer as provided by the Constitution.

Prayer by Pastor Thomas Cross of the United Methodist Churches in Northern Illinois. Representative-elect Madigan led the House in the Pledge of Allegiance.

The Secretary of State designated Mark Mahoney, Provisional Clerk, Lee Crawford, Provisional Doorkeeper and David Ellis, Provisional Parliamentarian, pending the organization of the House and directed the Provisional Clerk to call the roll of the Representatives-elect of the Ninety-Sixth General Assembly as certified by the State Board of Elections, together with a Letter of Transmittal from the Office of the Secretary of State, which are as follows:

**CERTIFICATION OF MEMBERS  
FOR THE 96<sup>th</sup> GENERAL ASSEMBLY**

STATE BOARD OF ELECTIONS  
STATE OF ILLINOIS  
EXECUTIVE DIRECTOR  
Daniel W. White

December 2, 2008

Mark Mahoney, Clerk  
Illinois House of Representatives  
Room 402, Capitol Building  
Springfield, Illinois 62706

Dear Mr. Mahoney:

Enclosed is a list of individuals who have been elected to serve as members of the Illinois House of Representatives in the 96<sup>th</sup> General Assembly, and have been duly certified by the State Board of Elections at their Board meeting on November 30, 2008.

If you have any questions or need any additional information, please contact me.

Sincerely,  
s/Mark Mossman  
Director of Election Information

**NEWLY ELECTED REPRESENTATIVES**

<b><u>DISTRICT</u></b>	<b><u>NAME AND PARTY</u></b>	<b><u>CITY</u></b>	<b><u>TERM</u></b>
1 <sup>st</sup>	Susana Mendoza (D)	Chicago	2 Years
2 <sup>nd</sup>	Edward J. Acevedo (D)	Chicago	2 Years
3 <sup>rd</sup>	Luis Arroyo (D)	Chicago	2 Years
4 <sup>th</sup>	Cynthia Soto (D)	Chicago	2 Years
5 <sup>th</sup>	Kenneth "Ken" Dunkin (D)	Chicago	2 Years
6 <sup>th</sup>	Esther Golar (D)	Chicago	2 Years
7 <sup>th</sup>	Karen A. Yarbrough (D)	Maywood	2 Years
8 <sup>th</sup>	LaShawn K. Ford (D)	Chicago	2 Years
9 <sup>th</sup>	Arthur L. Turner (D)	Chicago	2 Years
10 <sup>th</sup>	Annazette R. Collins (D)	Chicago	2 Years

11 <sup>th</sup>	John A. Fritchey (D)	Chicago	2 Years
12 <sup>th</sup>	Sara Feigenholtz (D)	Chicago	2 Years
13 <sup>th</sup>	Gregory Harris (D)	Chicago	2 Years
14 <sup>th</sup>	Harry Osterman (D)	Chicago	2 Years
15 <sup>th</sup>	John C. D'Amico (D)	Chicago	2 Years
16 <sup>th</sup>	Lou Lang (D)	Skokie	2 Years
17 <sup>th</sup>	Elizabeth Coulson (R)	Glenview	2 Years
18 <sup>th</sup>	Julie Hamos (D)	Evanston	2 Years
19 <sup>th</sup>	Joseph M. Lyons (D)	Chicago	2 Years
20 <sup>th</sup>	Michael P. McAuliffe (R)	Chicago	2 Years
21 <sup>st</sup>	Michael J. Zalewski (D)	Chicago	2 Years
22 <sup>nd</sup>	Michael J. Madigan (D)	Chicago	2 Years
23 <sup>rd</sup>	Daniel J. Burke (D)	Chicago	2 Years
24 <sup>th</sup>	Elizabeth "Lisa" Hernandez (D)	Cicero	2 Years
25 <sup>th</sup>	Barbara Flynn Currie (D)	Chicago	2 Years
26 <sup>th</sup>	William D. "Will" Burns (D)	Chicago	2 Years
27 <sup>th</sup>	Monique D. Davis (D)	Chicago	2 Years
28 <sup>th</sup>	Robert "Bob" Rita (D)	Blue Island	2 Years
29 <sup>th</sup>	David E. Miller (D)	Lynwood	2 Years
30 <sup>th</sup>	William "Will" Davis (D)	Homewood	2 Years
31 <sup>st</sup>	Mary E. Flowers (D)	Chicago	2 Years
32 <sup>nd</sup>	Andre M. Thapedi (D)	Chicago	2 Years
33 <sup>rd</sup>	Marlow H. Colvin (D)	Chicago	2 Years
34 <sup>th</sup>	Constance A. "Connie" Howard (D)	Chicago	2 Years
35 <sup>th</sup>	Kevin Carey Joyce (D)	Chicago	2 Years
36 <sup>th</sup>	James D. Brosnahan (D)	Evergreen Park	2 Years
37 <sup>th</sup>	Kevin A. McCarthy (D)	Orland Park	2 Years
38 <sup>th</sup>	Al Riley (D)	Olympia Fields	2 Years
39 <sup>th</sup>	Maria Antonia "Toni" Berrios (D)	Chicago	2 Years
40 <sup>st</sup>	Deborah L. Mell (D)	Chicago	2 Years
41 <sup>st</sup>	Robert A. "Bob" Biggins (R)	Elmhurst	2 Years
42 <sup>nd</sup>	Sandra M. Pihos (R)	Glen Ellyn	2 Years
43 <sup>rd</sup>	Keith Farnham (D)	Elgin	2 Years
44 <sup>th</sup>	Fred Crespo (D)	Hoffman Estates	2 Years
45 <sup>th</sup>	Franco Coladipietro (R)	Bloomington	2 Years
46 <sup>th</sup>	Dennis M. Reboletti (R)	Elmhurst	2 Years
47 <sup>th</sup>	Patricia R. "Patti" Bellock (R)	Hinsdale	2 Years
48 <sup>th</sup>	Michael G. Connelly (R)	Lisle	2 Years
49 <sup>th</sup>	Timothy L. Schmitz (R)	Batavia	2 Years
50 <sup>th</sup>	Kay Hatcher (R)	Yorkville	2 Years
51 <sup>st</sup>	Ed Sullivan, Jr. (R)	Mundelein	2 Years
52 <sup>nd</sup>	Mark H. Beaubien, Jr. (R)	Barrington Hills	2 Years
53 <sup>rd</sup>	Sidney H. Mathias (R)	Buffalo Grove	2 Years
54 <sup>th</sup>	Suzanne "Suzie" Bassi (R)	Palatine	2 Years
55 <sup>th</sup>	Randy Ramey (R)	Carol Stream	2 Years
56 <sup>th</sup>	Paul Froehlich (R)	Schaumburg	2 Years
57 <sup>th</sup>	Elaine Nekritz (D)	Northbrook	2 Years
58 <sup>th</sup>	Karen May (D)	Highland Park	2 Years
59 <sup>th</sup>	Kathleen A. Ryg (D)	Vernon Hills	2 Years
60 <sup>th</sup>	Eddie Washington (D)	Waukegan	2 Years
61 <sup>st</sup>	JoAnn D. Osmond (R)	Antioch	2 Years
62 <sup>nd</sup>	Sandy Cole (R)	Grayslake	2 Years
63 <sup>rd</sup>	Jack D. Franks (D)	Marengo	2 Years
64 <sup>th</sup>	Michael W. Tryon (R)	Crystal Lake	2 Years
65 <sup>th</sup>	Rosemary Mulligan (R)	Des Plaines	2 Years
66 <sup>th</sup>	Mark L. Walker (D)	Arlington Heights	2 Years
67 <sup>th</sup>	Charles E. "Chuck" Jefferson (D)	Rockford	2 Years

68 <sup>th</sup>	Dave Winters (R)	Shirland	2 Years
69 <sup>th</sup>	Ronald A. Wait (R)	Belvidere	2 Years
70 <sup>th</sup>	Robert W. Pritchard (R)	Hinckley	2 Years
71 <sup>st</sup>	Mike Boland (D)	East Moline	2 Years
72 <sup>nd</sup>	Patrick Verschoore (D)	Milan	2 Years
73 <sup>rd</sup>	David R. Leitch (R)	Peoria	2 Years
74 <sup>th</sup>	Donald L. Moffitt (R)	Gilson	2 Years
75 <sup>th</sup>	Careen M. Gordon (D)	Morris	2 Years
76 <sup>th</sup>	Frank J. Mautino (D)	Spring Valley	2 Years
77 <sup>th</sup>	Angelo "Skip" Saviano (R)	Elmwood Park	2 Years
78 <sup>th</sup>	Deborah L. Graham (D)	Chicago	2 Years
79 <sup>th</sup>	Lisa M. Dugan (D)	Bradley	2 Years
80 <sup>th</sup>	George Scully (D)	Flossmoor	2 Years
81 <sup>st</sup>	Renée Kosel (R)	New Lenox	2 Years
82 <sup>nd</sup>	Jim Durkin (R)	Western Springs	2 Years
83 <sup>rd</sup>	Linda Chapa LaVia (D)	Aurora	2 Years
84 <sup>th</sup>	Tom Cross (R)	Oswego	2 Years
85 <sup>th</sup>	Emily Klunk-McAsey (D)	Lockport	2 Years
86 <sup>th</sup>	Jack McGuire (D)	Joliet	2 Years
87 <sup>th</sup>	Bill Mitchell (R)	Forsyth	2 Years
88 <sup>th</sup>	Dan Brady (R)	Bloomington	2 Years
89 <sup>th</sup>	Jim Sacia (R)	Pecatonica	2 Years
90 <sup>th</sup>	Jerry L. Mitchell (R)	Sterling	2 Years
91 <sup>st</sup>	Michael K. Smith (D)	Canton	2 Years
92 <sup>nd</sup>	Jehán Gordon (D)	Peoria	2 Years
93 <sup>rd</sup>	Jil Tracy (R)	Mt. Sterling	2 Years
94 <sup>th</sup>	Richard P. "Rich" Myers (R)	Colchester	2 Years
95 <sup>th</sup>	Mike Fortner (R)	West Chicago	2 Years
96 <sup>th</sup>	Darlene J. Senger (R)	Naperville	2 Years
97 <sup>th</sup>	Jim Watson (R)	Jacksonville	2 Years
98 <sup>th</sup>	Gary Hannig (D)	Litchfield	2 Years
99 <sup>th</sup>	Raymond Poe (R)	Springfield	2 Years
100 <sup>th</sup>	Rich Brauer (R)	Petersburg	2 Years
101 <sup>st</sup>	Robert Flider (D)	Mt. Zion	2 Years
102 <sup>nd</sup>	Ron Stephens (R)	Greenville	2 Years
103 <sup>rd</sup>	Naomi D. Jakobsson (D)	Urbana	2 Years
104 <sup>th</sup>	William B. "Bill" Black (R)	Danville	2 Years
105 <sup>th</sup>	Shane Cultra (R)	Onarga	2 Years
106 <sup>th</sup>	Keith P. Sommer (R)	Morton	2 Years
107 <sup>th</sup>	John Cavaletto (R)	Salem	2 Years
108 <sup>th</sup>	David B. Reis (R)	Willow Hill	2 Years
109 <sup>th</sup>	Roger L. Eddy (R)	Hutsonville	2 Years
110 <sup>th</sup>	Chapin Rose (R)	Mahomet	2 Years
111 <sup>th</sup>	Daniel V. Beiser (D)	Alton	2 Years
112 <sup>th</sup>	Jay C. Hoffman (D)	Collinsville	2 Years
113 <sup>th</sup>	Thomas "Tom" Holbrook (D)	Belleville	2 Years
114 <sup>th</sup>	Wyvetter H. Younge	East St. Louis	2 Years
115 <sup>th</sup>	Mike Bost (R)	Murphysboro	2 Years
116 <sup>th</sup>	Dan Reitz (D)	Steeleville	2 Years
117 <sup>th</sup>	John Bradley (D)	Marion	2 Years
118 <sup>th</sup>	Brandon W. Phelps (D)	Harrisburg	2 Years

The Secretary of State directed the Provisional Clerk to call the roll of the Members of the 96th General Assembly to ascertain the attendance of Members, as follows: 118 Present (Roll Call 1)

[January 14, 2009]

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The Secretary of State then announced that the Honorable Retired Justice of the Illinois Appellate Court, the Honorable Alan J. Greiman, was present and ready to administer the Oath of Office to the Members-elect of the House of Representatives.

Whereupon, the Oath of Office was administered by Retired Justice Alan J. Greiman to the Members-elect of the House of Representatives.

The Secretary of the State announced that the House is governed by the Rules of the House of the 95<sup>th</sup> General Assembly, which are made applicable to these proceedings by Section 3 of the General Assembly Operations Act.

## RESIGNATIONS AND APPOINTMENTS

### OFFICE OF THE SECRETARY OF STATE

JESSE WHITE – Secretary of State

January 9, 2009

Clerk of the House of Representatives  
Attn: Mark Mahoney  
Room 402  
Capitol Building  
Springfield, IL 62706

Dear Mr. Mahoney:

This office is forwarding herewith a copy of the Notice of Vacancy from the Democratic Representative Committee for the 114<sup>th</sup> Representative District, declaring the existence of a vacancy in the Office of Representative for the 114<sup>th</sup> Representative District, as a result of the death of **Representative Wyvetter Younge**, on December 26, 2008.

Also enclosed is the copy of the Democratic Representative Committee's Certificate of Appointment to fill vacancy in the Office of Representative in the General Assembly of the 114<sup>th</sup> Representative District for **Eddie Lee Jackson, Sr., 1422 St. Louis Avenue, East St. Louis, Illinois 62201** who was appointed to fill the vacancy in the Office of Representative in the 114<sup>th</sup> Representative District, along with his Oath of Office.

Yours truly,  
s/Jesse White  
Secretary of State

## NOTICE

Change in the Ninety-Sixth General Assembly

### HOUSE OF REPRESENTATIVES

Appointment

Eddie Lee Jackson, Sr.  
1422 St. Louis Avenue  
East St. Louis, IL 62201  
114<sup>th</sup> Representative District  
Appointed: January 9, 2009  
Filed: January 14, 2009

Vacancy

Wyvetter Younge  
114<sup>th</sup> Representative District  
Deceased: December 26, 2008  
Filed: January 14, 2009

OFFICE OF THE SECRETARY OF STATE

**JESSE WHITE – Secretary of State**

January 9, 2009

Hon. Jesse White  
 Secretary of State of Illinois State of Illinois  
 c/o Lisa Richno  
 111 E. Monroe Street  
 Springfield, IL 62756

RE: Vacancy in Office, 114<sup>th</sup> Representative District

Dear Secretary White:

Please be advised that the Democratic Representative Committee for the 114<sup>th</sup> Representative District of the State of Illinois met on January 9, 2009 and declared the existence of a vacancy in the office of Representative in the General Assembly from the 114<sup>th</sup> Representative District of the State of Illinois, pursuant to Section 25-6 of the Election Code, by virtue of the death of Wyvetter Younge on December 26, 2008.

You are hereby notified that the vacancy in office has been filled, in accordance with Section 25-6 of the Election Code, by the appointment of Eddie Lee Jackson, Sr., who resides at 1422 St. Louis Avenue in the city of East St. Louis, Illinois 62201.

Dated: January 9, 2009

Signed: Robert Sprague  
 Chairman of the Representative District Committee  
 for the 114<sup>th</sup> Representative District

**CERTIFICATE OF ORGANIZATION**

Democratic Representative Committee for the  
 114<sup>th</sup> Representative District, State of Illinois

This is to certify that, in accordance with Section 8-5 of the Illinois Election Code, the Democratic Representative Committee of the 114<sup>th</sup> Representative District of the State of Illinois met at 2:00 o'clock p.m. on the 9<sup>th</sup> day of January, 2009 in the City of Edwardsville, County of Madison, and within the 114<sup>th</sup> Representative District of the State of Illinois and organized by electing the following officers:

s/Robert J. Sprague  
 Chairman

2829 Titleist Drive, Belleville, IL 62220  
 Address

Matt Melucci  
 Secretary

1166 N. Bluff Rd., Collinsville, IL 62234  
 Address

Signed: Robert Sprague  
 Chairmen

Attest: Matt Melucci

Secretary

**CERTIFICATE OF APPOINTMENT TO FILL VACANCY IN THE OFFICE OF REPRESENTATIVE IN THE GENERAL ASSEMBLY**

WHEREAS, a vacancy exists in the office of Representative in the General Assembly from the 114<sup>th</sup> Representative District of the State of Illinois by reason of the death of Wyvetter Younge on December 26, 2008; and

WHEREAS, the Democratic Representative Committee of the 114<sup>th</sup> Representative District has declared the existence of a vacancy in said office and has voted to fill the vacancy in accordance with Section 25-6 of the Election Code; and

WHEREAS, at a meeting of the Democratic Representative Committee of the 114<sup>th</sup> Representative District on January 9, 2009, **Eddie Lee Jackson, Sr., who resides at 1422 St. Louis Avenue, East St. Louis, Illinois 62201** in the 114<sup>th</sup> Representative District of the State of Illinois, received the required number of votes for appointment to fill the vacancy in office, pursuant to Section 25-6 of the Election Code; therefore

BE IT RESOLVED, on this 9<sup>th</sup> day of January, 2009, that the Democratic Representative Committee of the 114<sup>th</sup> Representative District of the State of Illinois hereby appoints Eddie Lee Jackson, Sr., who resides at 1422 St. Louis Avenue, East St. Louis, Illinois 62201 in the 114<sup>th</sup> Representative District of the State of Illinois, who is eligible to serve as a member of the General Assembly, and who is a member of the Democratic Party, as the Representative in the General Assembly from the 114<sup>th</sup> Representative District of the State of Illinois for the remainder of the term.

Robert Sprague

Committeeman, Democratic Representative  
Committeeman for the 114<sup>th</sup> Representative District

Matt Melucci

Committeeman, Democratic Representative  
Committeeman for the 114<sup>th</sup> Representative District

State of Illinois                    )  
  )            ss.  
County of St. Clair                )

Subscribed and Sworn to before me on the 9<sup>th</sup> day of January, 2009.

s/Patty A. Sprague  
Notary Public

**ELECTION OF SPEAKER**

The Secretary of State announced the next order of business to be the election of Speaker from among the Members of the House of Representatives and called for nominations.

Representative Currie, placed in nomination for Speaker, Representative Madigan.  
Representative Yarbrough seconded the nomination for Representative Madigan.  
Representative Osterman, seconded the nomination for Representative Madigan.  
Representative Careen Gordon, seconded the nomination for Representative Madigan.  
Representative Turner, seconded the nomination for Representative Madigan.

Representative Black, placed in nomination for Speaker, Representative Cross.  
Representative Coladipietro, seconded the nomination for Representative Cross.  
Representative Watson, seconded the nomination for Representative Cross.  
Representative Bellock, seconded the nomination for Representative Cross.



There being no further nominations, Secretary of State White declared nominations for the Office of Speaker were closed.

The question is on the election of the Speaker of the House of the 96<sup>th</sup> General Assembly.  
Number of Votes cast 118 (Roll Call 2)

Having received the required vote, The Honorable Jesse White declared that Representative Michael J. Madigan was elected Speaker of the House of the Ninety-Sixth General Assembly and Representative Tom Cross was declared elected Minority Leader of the House of the Ninety-Sixth General Assembly.

The Secretary of State, with the consent of the House, appointed the following Members to escort the Speaker-elect to the Rostrum to take the Constitutional Oath: Representatives Will Burns, Dan Burke, Mary Flowers, Bob Flider, Paul Froehlich, Bill Mitchell, Rosemary Mulligan, Sandra Pihos and Randy Ramey, as the Committee of Escort to escort Michael J. Madigan.

Whereupon, the Committee of Honor proceeded to the seat of Representative Madigan to escort him to the Rostrum.

The Secretary of State presented to the House, Retired Justice Albert J. Greiman, who administered the Constitutional Oath to the Speaker-elect Madigan.

The Speaker requested the Committee of Escort, previously appointed to escort him to the Rostrum, to escort the Honorable Jesse White, Secretary of State, from the Chamber.

Speaker Madigan recognized Supreme Court Justice Rita Garman, Supreme Court Justice Lloyd Karmeier, Supreme Court Justice Anne Burke, State Board of Education Superintendent Christopher Koch, Cook County Commissioner Joe Berrios, Aldermen Frank Olivo, Willie Cochran, Emma Mitts, Ray Suarez, Ariel Reboyras, George Cardenas and Carrie Austin.

Minority Leader Cross recognized members of his family and Kendall County Board Member, John Shaw.

### **ACTION ON MOTIONS**

Representative Currie moved for the suspension of applicable House Rules to allow for immediate consideration of HOUSE RESOLUTIONS 1, 2, and 3.

A voice vote was taken on the motion.

The motion prevailed.

### **RESOLUTIONS**

Representative Currie offered the following resolutions:

#### **HOUSE RESOLUTION NO. 1**

**BE IT RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS**, that the following Officers are hereby elected for the term of the Ninety-Sixth General Assembly:

Mark Mahoney as Chief Clerk of the House  
Bradley S. Bolin as Assistant Clerk of the House  
Lee A. Crawford as Doorkeeper of the House

#### **HOUSE RESOLUTION NO. 2**

**BE IT RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS**, that the Clerk inform the Senate that the

House of Representatives has now organized by the election of a Speaker, Clerk and other Permanent Officers and is now ready to proceed with the business of the session.

**HOUSE RESOLUTION NO. 3**

**BE IT RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS**, that a Committee of nine Members be appointed by the Speaker to wait upon the Governor and notify him that the House is organized by the election of a Speaker, Clerk and other Permanent Officers and is now ready to receive any communications he may have to present.

Committee consists of:

1. Representative Will Davis
2. Representative Dan Burke
3. Representative Mary Flowers
4. Representative Bob Flider
5. Representative Paul Froehlich
6. Representative Bill Mitchell
7. Representative Rosemary Mulligan
8. Representative Sandra Pihos
9. Representative Randy Ramey

Representative Currie moved for the adoption of the resolutions.  
The motion prevailed and House Resolutions 1, 2 and 3 were adopted.

**MESSAGE FROM THE SENATE**

A message from the Senate by  
Ms. Shipley, Secretary:  
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Resolution:

**SENATE RESOLUTION NO. 3**

**RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS**, that the Secretary inform the House of Representatives that the Senate has now organized by the election of a President, Secretary and other Permanent officers and is now ready to proceed with the business of session.

Adopted by the Senate, January 14, 2009.

Deborah Shipley, Secretary of the Senate

**LETTERS OF TRANSMITTAL**

January 14, 2009

Mark Mahoney  
Clerk of the House  
HOUSE OF REPRESENTATIVES  
402 Capitol Building  
Springfield, IL 62706

Dear Clerk Mahoney:

House Resolution 4 creates a **Special Investigative Committee for the purpose of (i) investigating allegations of misfeasance, malfeasance, nonfeasance, and other misconduct of Governor Rod R. Blagojevich and (ii) making a recommendation as to whether cause exists for impeachment.**

My 12 member appointments are as follows:

Barbara Flynn Currie, Chair  
Edward Acevedo  
Monique Davis  
Mary Flowers  
Jack Franks  
John Fritchey  
Julie Hamos  
Gary Hannig  
Connie Howard  
Lou Lang  
Frank Mautino  
Arthur Turner

In addition, David W. Ellis is appointed as General Counsel to the Committee.

These appointments are effective immediately. Please contact Tim Mapes, my Chief of Staff, at 782-6360 for further information.

With kindest personal regards, I remain

Sincerely yours,  
s/Michael J. Madigan  
Speaker of the House

January 14, 2009

Mark Mahoney  
Clerk of the House  
HOUSE OF REPRESENTATIVES  
402 Capitol Building  
Springfield, IL 62706

Dear Clerk Mahoney:

The following members are the House Majority appointments to the **House Rules Committee** for the 96<sup>th</sup> General Assembly.

Representative Barbara Flynn Currie, **Chair**  
Representative Arthur Turner  
Representative Gary Hannig

With kindest personal regards, I remain

Sincerely yours,  
s/Michael J. Madigan  
Speaker of the House

January 14, 2009

[January 14, 2009]

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Mark Mahoney  
Clerk of the House  
402 Capitol Building  
Springfield, IL 62706

Dear Clerk Mahoney:

Please be advised that I have appointed the following Republican Members to the **Rules Committee** for the 96<sup>th</sup> General Assembly. These appointments are effective immediately.

Representative Bill Black (Spokesperson)  
Representative Tom Cross

Thank you for your attention to this matter.

Sincerely,  
s/Tom Cross  
House Republican Leader

January 14, 2009

Mark Mahoney  
Clerk of the House  
HOUSE OF REPRESENTATIVES  
402 Capitol Building  
Springfield, IL 62706

Dear Mr. Clerk:

With the adoption of House Resolution 5, the House of Representatives impeached Governor Rod R. Blagojevich for cause.

In accordance with Senate Impeachment Rule 2, I request that you advise the Secretary of the Senate that I have directed House Prosecutor David Ellis to exhibit the article of impeachment before the Senate. He will await notice that the Senate is ready to receive him for the purpose of exhibiting the article of impeachment and filing the House Impeachment record with the Secretary.

If you have any questions, please contact Tim Mapes, Chief of Staff, 782-6360.

With kindest personal regards, I remain.

Sincerely yours,  
s/Michael J. Madigan  
Speaker of the House

Jan. 14, 2009

Mark Mahoney  
Clerk of the House  
402 State House  
Springfield, IL 62706

Dear Clerk Mahoney:

Please be advised that I have established the following deadlines in the **Year 2009** for the **96<sup>th</sup> General Assembly**:

February 6, 2009	Final Day to Request House Bills from Legislative Reference Bureau.
February 27, 2009	Final Day for Introduction of House Substantive Bills.
March 12, 2009	Final Day for Standing and Special Committees of the House to Report Out House Substantive Bills.
April 3, 2009	Final Day for Third Reading and Passage of House Substantive Bills.
May 8, 2009	Final Day for Standing and Special Committees of the House to Report Out Senate Substantive Bills.
May 22, 2009	Final Day for Third Reading and Passage of Senate Substantive Bills.
May 31, 2009	Final Day for Consideration of Joint Action Motions and Conference Committee Reports.

With kindest personal regards, I remain

Sincerely yours,  
s/Michael J. Madigan  
Speaker of the House

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

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on January 14, 2009, reported the same back with the following recommendations:

#### **LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:**

That the resolutions be reported "recommends be adopted" and be placed on the House Calendar: HOUSE RESOLUTIONS 4 and 5.

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

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

Y Currie(D), Chairperson  
Y Cross(R)  
Y Turner(D)

Y Black(R), Republican Spokesperson  
Y Hannig(D)

#### **HOUSE RESOLUTIONS**

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

#### **HOUSE RESOLUTION 4**

Offered by Representative Madigan:

WHEREAS, During the Ninety-Fifth General Assembly, the Special Investigative Committee was created pursuant to House Resolution 1650 to investigate allegations of misfeasance, malfeasance, nonfeasance, and other misconduct of Governor Rod R. Blagojevich and to make a recommendation as to whether cause exists for impeachment; and

WHEREAS, The Special Investigative Committee filed its Final Report (the "Final Report") with the

House on January 8, 2009 and created a record of its proceedings (the "Committee Record"); and

WHEREAS, On January 9, 2009 the House adopted House Resolution 1671 of the Ninety-Fifth General Assembly and thereby impeached Governor Rod R. Blagojevich; and

WHEREAS, The work of the Special Investigative Committee is ongoing, and the Committee may be required to take further evidence, in the form of testimony or documents or other materials; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the Special Investigative Committee created pursuant to House Resolution 1650 of the Ninety-Fifth General Assembly is hereby reconstituted; and be it further

RESOLVED, That the Special Investigative Committee shall be comprised of those persons appointed pursuant to House Resolution 1650 of the Ninety-Fifth General Assembly, until such time as the appointing authorities established in House Resolution 1650 appoint different persons to the Special Investigative Committee; and be it further

RESOLVED, That the Special Investigative Committee shall have the authority, duties, and purposes as set forth in House Resolution 1650 of the Ninety-Fifth General Assembly, including the purposes of investigating allegations of misfeasance, malfeasance, nonfeasance, and other misconduct of Governor Rod R. Blagojevich and making a recommendation as to whether cause exists for impeachment, and shall further have the authority and duty to refer any further evidence the Committee may acquire to the House Prosecutor who is designated to prosecute in the impeachment trial of Governor Rod R. Blagojevich before the Illinois Senate; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the members of the Special Investigative Committee and to the House Prosecutor.

#### HOUSE RESOLUTION 5

Offered by Representative Madigan:

WHEREAS, Section 14 of Article IV of the Illinois Constitution provides that the House of Representatives has the sole power to conduct legislative investigations to determine the existence of cause for impeachment; and

WHEREAS, In furtherance of that power, on December 15, 2008, the House of Representatives of the Ninety-Fifth General Assembly unanimously adopted House Resolution 1650 creating a Special Investigative Committee for the purpose of (i) investigating allegations of misfeasance, malfeasance, nonfeasance, and other misconduct of Governor Rod R. Blagojevich and (ii) making a recommendation as to whether cause exists for impeachment; and

WHEREAS, In recognition of the gravity of the inquiry, the Special Investigative Committee made a thorough investigation by holding hearings, taking evidence, hearing arguments, and faithfully deliberating; and

WHEREAS, The Special Investigative Committee gave the Governor the opportunity to appear before the Committee and participate in its proceedings and afforded the Governor more than adequate procedural rights and safeguards; and

WHEREAS, The Governor declined several invitations of the Special Investigative Committee to personally appear before the Committee; and

WHEREAS, The Special Investigative Committee developed an extensive record of documentary evidence, written and oral testimony, written and oral argument, and transcripts of its proceedings (the "Committee Record"); and

WHEREAS, In accordance with House Resolution 1650 of the Ninety-Fifth General Assembly, the Special Investigative Committee filed its Final Report with the House of Representatives (the "Final Report") on January 8, 2009, which is adopted and incorporated as if fully set forth herein; and

WHEREAS, The Final Report of the Special Investigative Committee recommended that Rod R. Blagojevich, Governor of the State of Illinois, be impeached for cause; and

WHEREAS, The House of Representatives is empowered under Section 14 of Article IV of the Illinois Constitution to impeach Rod R. Blagojevich, Governor of the State of Illinois; and

WHEREAS, On January 9, 2009 the House adopted House Resolution 1671 of the Ninety-Fifth General Assembly and thereby impeached Governor Rod R. Blagojevich; and

WHEREAS, The House of Representatives of the Ninety-Sixth General Assembly chooses to reaffirm the actions taken by the House of Representatives of the Ninety-Fifth General Assembly in its adoption of

House Resolution 1671; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that Rod R. Blagojevich, Governor of the State of Illinois, is impeached for cause and that the following article of impeachment be exhibited to the Senate for trial as provided in the Illinois Constitution so that the Senate may do justice according to law:

ARTICLE OF IMPEACHMENT EXHIBITED BY THE HOUSE OF REPRESENTATIVES IN THE NAME OF ITSELF AND THE PEOPLE OF THE STATE OF ILLINOIS AGAINST ROD R. BLAGOJEVICH, GOVERNOR OF THE STATE OF ILLINOIS, IN MAINTENANCE OF THE IMPEACHMENT OF HIM FOR CAUSE.

ARTICLE ONE

Based on the totality of the evidence contained in the Record of the House Special Investigative Committee created under House Resolution 1650 (the "Committee Record") and as summarized in the Final Report of the Special Investigative Committee filed with the House of Representatives on January 8, 2009 (the "Final Report"), in his conduct while Governor of the State of Illinois, Rod R. Blagojevich, has abused the power of his office in some or all of the following ways:

1) The Governor's plot to obtain a personal benefit in exchange for his appointment to fill the vacant seat in the United States Senate, as more fully detailed in the Final Report at Section IV-A and in the Committee Record as a whole.

2) The Governor's plot to condition the awarding of State financial assistance to the Tribune Company on the firing of members of the Chicago Tribune editorial board, as more fully detailed in the Final Report at Section IV-B and in the Committee Record as a whole.

3) The Governor's plot to trade official acts in exchange for campaign contributions, namely the signing of legislation related to the diversion of casino gambling revenues to the horse racing industry, as more fully detailed in the Final Report at Section IV-C-1 and in the Committee Record as a whole.

4) The Governor's plot to trade official acts in exchange for campaign contributions, namely the awarding of a State tollway contract and the expansion of a tollway project, as more fully detailed in the Final Report at Section IV-C-2 and in the Committee Record as a whole.

5) The Governor's plot to trade official acts in exchange for campaign contributions, namely the release of pediatric care reimbursements to Illinois doctors and hospitals, as more fully detailed in the Final Report at Section IV-C-3 and in the Committee Record as a whole.

6) The Governor's plot to trade official acts in exchange for campaign contributions, namely the appointment to a position with the Illinois Finance Authority, as more fully detailed in the Final Report at Section IV-C-4 and in the Committee Record as a whole.

7) The Governor's plot to trade official acts in exchange for campaign contributions, namely the awarding of State contracts, as more fully detailed in the Final Report at Section IV-C-5 and in the Committee Record as a whole.

8) The Governor's plot to trade official acts in exchange for campaign contributions, namely the awarding of State permits and authorizations, as more fully detailed in the Final Report at Section IV-C-6 and in the Committee Record as a whole.

9) The Governor's refusal to recognize the authority of the Joint Committee on Administrative Rules to suspend or prohibit rules, his utter disregard of the doctrine of separation of powers, and his violation of the Illinois Administrative Procedure Act by unilaterally expanding a State program, as more fully detailed in the Final Report at Section IV-D and in the Committee Record as a whole.

10) The Governor's actions with regard to, and responsibility for, the procurement of flu vaccines, as more fully detailed in the Final Report at Section IV-E and in the Committee Record as a whole.

11) The Governor's actions with regard to, and responsibility for, the I-SaveRx Program, as more fully detailed in the Final Report at Section IV-F and in the Committee Record as a whole.

12) The Governor's actions with regard to, and responsibility for, the Agency Efficiency Initiatives, as more fully detailed in the Final Report at Section IV-G and in the Committee Record as a whole.

13) The Governor's violation of State and federal law regarding the hiring and firing of State employees, as more fully detailed in the Final Report at Section IV-J and in the Committee Record as a whole.

Under the totality of the evidence, some or all of these acts of the Governor constitute a pattern of abuse of power.

Wherefore, this abuse of power by Rod R. Blagojevich warrants his impeachment and trial, removal from office as Governor, and disqualification to hold any public office of this State in the future.

**ADJOURNMENT RESOLUTION  
HOUSE JOINT RESOLUTION 3**

Representative Currie offered the following resolution:

**RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN**, that when the House of Representatives adjourns on Wednesday, January 14, 2009, it stands adjourned until Tuesday, January 20, 2009, in perfunctory session; and when it adjourns on that day, it stands adjourned until Friday, January 23, 2009, in perfunctory session; and when it adjourns on that day, it stands adjourned until Tuesday, January 27, 2009, in perfunctory session; and when it adjourns on that day, it stands adjourned until Friday, January 30, 2009, in perfunctory session; and when it adjourns on that day, it stands adjourned until Tuesday, February 3, 2009, in perfunctory session; and when it adjourns on that day, it stands adjourned until Wednesday, February 4, 2009; and when the Senate adjourns on Thursday, January 15, 2009, it stands adjourned until Monday, January 26, 2009.

HOUSE JOINT RESOLUTION 3 was taken up for immediate consideration.

Representative Currie moved the adoption of the resolution.

The motion prevailed and the resolution was adopted.

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

**RESOLUTIONS**

Having been reported out of the Committee on Rules on January 14, 2009, HOUSE RESOLUTION 4 was taken up for consideration.

Representative Madigan moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

Having been reported out of the Committee on Rules on January 14, 2009, HOUSE RESOLUTION 5 was taken up for consideration.

Representative Madigan moved the adoption of the resolution.

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

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

(ROLL CALL 3)

The motion prevailed and the Resolution was adopted.

**APPOINTMENT OF DEMOCRAT LEADERSHIP**

Representative Madigan appointed the following members to serve as the Democrat Leadership for the 96<sup>th</sup> General Assembly: Representatives Barbara Currie, Art Turner, Gary Hannig, Edward Acevedo, Lou Lang, Joe Lyons, Jack McGuire, Charles Jefferson, Frank Mautino and David Miller.

Benediction given by Reverend Michael M. Boland, President of Catholic Charities in Chicago.

At the hour of 2:00 o'clock p.m., Representative Currie moved that the House do now adjourn, allowing perfunctory time for the Clerk.

The motion prevailed.

And in accordance therewith and pursuant to HOUSE JOINT RESOLUTION 3, the House stood adjourned until Wednesday, February 4, 2009.



NO. 1

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

January 14, 2009

0 YEAS

0 NAYS

118 PRESENT

P Acevedo	P Davis, Monique	P Joyce	P Reis
P Arroyo	P Davis, William	P Kosel	P Reitz
P Bassi	P Dugan	P Lang	P Riley
P Beaubien	P Dunkin	P Leitch	P Rita
P Beiser	P Durkin	P Lyons	P Rose
P Bellock	P Eddy	P Madigan	P Ryg
P Berrios	P Farnham	P Mathias	P Sacia
P Biggins	P Feigenholtz	P Mautino	P Saviano
P Black	P Flider	P May	P Schmitz
P Boland	P Flowers	P McAsey	P Scully
P Bost	P Ford	P McAuliffe	P Senger
P Bradley, John	P Fortner	P McCarthy	P Smith
P Brady	P Franks	P McGuire	P Sommer
P Brauer	P Fritchey	P Mell	P Soto
P Brosnahan	P Froehlich	P Mendoza	P Stephens
P Burke	P Golar	P Miller	P Sullivan
P Burns	P Gordon, Careen	P Mitchell, Bill	P Thapedi
P Cavaletto	P Gordon, Jehán	P Mitchell, Jerry	P Tracy
P Chapa LaVia	P Graham	P Moffitt	P Tryon
P Coladipietro	P Hamos	P Mulligan	P Turner
P Cole	P Hannig	P Myers	P Verschoore
P Collins	P Harris	P Nekritz	P Wait
P Colvin	P Hatcher	P Osmond	P Walker
P Connelly	P Hernandez	P Osterman	P Washington
P Coulson	P Hoffman	P Phelps	P Watson
P Crespo	P Holbrook	P Pihos	P Winters
P Cross	P Howard	P Poe	P Yarbrough
P Cultra	P Jackson	P Pritchard	P Zalewski
P Currie	P Jakobsson	P Ramey	
P D'Amico	P Jefferson	P Reboletti	

ATTEST: s/Mark Mahoney  
Provisional Clerk

STATE OF ILLINOIS  
NINETY-SIXTH  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
ELECTION OF SPEAKER

January 14, 2009

M Acevedo	M Davis, Monique	M Joyce	C Reis
M Arroyo	M Davis, William	C Kosel	M Reitz
C Bassi	M Dugan	M Lang	M Riley
C Beaubien	M Dunkin	C Leitch	M Rita
M Beiser	C Durkin	M Lyons	C Rose
C Bellock	C Eddy	M Madigan	M Ryg
M Berrios	M Farnham	C Mathias	C Sacia
C Biggins	M Feigenholtz	M Mautino	C Saviano
C Black	M Flider	M May	C Schmitz
M Boland	M Flowers	M McAsey	M Scully
C Bost	M Ford	C McAuliffe	C Senger
M Bradley, John	C Fortner	M McCarthy	M Smith
C Brady	M Franks	M McGuire	C Sommer
C Brauer	M Fritchey	M Mell	M Soto
M Brosnahan	M Froehlich	M Mendoza	C Stephens
M Burke	M Golar	M Miller	C Sullivan
M Burns	M Gordon, Careen	C Mitchell, Bill	M Thapedi
C Cavaletto	M Gordon, Jehán	C Mitchell, Jerry	C Tracy
M Chapa LaVia	M Graham	C Moffitt	C Tryon
C Coladipietro	M Hamos	C Mulligan	M Turner
C Cole	M Hannig	C Myers	M Verschoore
M Collins	M Harris	M Nekritz	C Wait
M Colvin	C Hatcher	C Osmond	M Walker
C Connelly	M Hernandez	M Osterman	M Washington
C Coulson	M Hoffman	M Phelps	C Watson
M Crespo	M Holbrook	C Pihos	C Winters
C Cross	M Howard	C Poe	M Yarbrough
C Cultra	M Jackson	C Pritchard	M Zalewski
M Currie	M Jakobsson	C Ramey	
M D'Amico	M Jefferson	C Reboletti	

Representative Madigan received 70 votes.

Representative Cross received 48 vote.

\*M - Voting for Representative Madigan

\*C - Voting for Representative Cross

NO. 3

STATE OF ILLINOIS  
NINETY-SIXTH  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
HOUSE RESOLUTION 5  
IMPEACHMENT OF GOVERNOR  
ADOPTED

January 14, 2009

117 YEAS

1 NAY

0 PRESENT

Y Acevedo	Y Davis, Monique	Y Joyce	Y Reitz
Y Arroyo	Y Davis, William	Y Kosel	Y Riley
Y Bassi	Y Dugan	Y Lang	Y Rita
Y Beaubien	Y Dunkin	Y Leitch	Y Rose
Y Beiser	Y Durkin	Y Lyons	Y Ryg
Y Bellock	Y Eddy	Y Mathias	Y Sacia
Y Berrios	Y Farnham	Y Mautino	Y Saviano
Y Biggins	Y Feigenholtz	Y May	Y Schmitz
Y Black	Y Flider	Y McAsey	Y Scully
Y Boland	Y Flowers	Y McAuliffe	Y Senger
Y Bost	Y Ford	Y McCarthy	Y Smith
Y Bradley, John	Y Fortner	Y McGuire	Y Sommer
Y Brady	Y Franks	N Mell	Y Soto
Y Brauer	Y Fritchey	Y Mendoza	Y Stephens
Y Brosnahan	Y Froehlich	Y Miller	Y Sullivan
Y Burke	Y Golar	Y Mitchell, Bill	Y Thapedi
Y Burns	Y Gordon, Careen	Y Mitchell, Jerry	Y Tracy
Y Cavaletto	Y Gordon, Jehán	Y Moffitt	Y Tryon
Y Chapa LaVia	Y Graham	Y Mulligan	Y Turner
Y Coladipietro	Y Hamos	Y Myers	Y Verschoore
Y Cole	Y Hannig	Y Nekritz	Y Wait
Y Collins	Y Harris	Y Osmond	Y Walker
Y Colvin	Y Hatcher	Y Osterman	Y Washington
Y Connelly	Y Hernandez	Y Phelps	Y Watson
Y Coulson	Y Hoffman	Y Pihos	Y Winters
Y Crespo	Y Holbrook	Y Poe	Y Yarbrough
Y Cross	Y Howard	Y Pritchard	Y Zalewski
Y Cultra	Y Jackson	Y Ramey	Y Mr. Speaker
Y Currie	Y Jakobsson	Y Reboletti	
Y D'Amico	Y Jefferson	Y Reis	

E - Denotes Excused Absence

**1ST LEGISLATIVE DAY**

**Perfunctory Session**

**WEDNESDAY, JANUARY 14, 2009**

At the hour of 5:20 o'clock p.m., the House convened perfunctory session.

**HOUSE JOINT RESOLUTIONS  
CONSTITUTIONAL AMENDMENTS  
FIRST READING**

Representative Franks introduced the following:

**HOUSE JOINT RESOLUTION  
CONSTITUTIONAL AMENDMENT 1**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to add Section 7 to Article III of the Illinois Constitution as follows:

ARTICLE III

SUFFRAGE AND ELECTIONS

SECTION 7. RECALL OF EXECUTIVE OFFICERS AND MEMBERS OF THE GENERAL ASSEMBLY

(a) Electors may petition for the recall of an executive branch officer as identified in Section 1 of Article V or a member of the General Assembly. If the recall petition is valid, on a separate ballot the question "Shall (officer) be recalled from the office of (office)" must be submitted to the electors, along with the names of any candidates certified for the successor election, at a special election called by the State Board of Elections or at a regularly scheduled election to occur not more than 100 days after the date of certification of the recall petition. The officer or member subject to recall may be a candidate in the successor election.

(b) An executive branch officer or member of the General Assembly is immediately removed upon certification of the recall election results if a majority of the electors voting on the question vote to recall the officer or member. If an officer or member is recalled, the candidate who receives the highest number of votes in the successor election is elected successor for the balance of the term. Once a recall election petition is certified, the petition may not be withdrawn and another recall petition may not be initiated against that officer or member during the remainder of his or her current term of office.

(c) Any elector of the State, or the applicable Legislative or Representative District, may file an affidavit with the State Board of Elections providing notice of intent to circulate a petition to recall an officer or member no sooner than 6 months after the beginning of the officer's or member's current term of office. The affidavit must identify the name of the officer or member and the office to be recalled, the name and address of the proponents of the recall petition, and the date of filing with the State Board of Elections. A recall petition shall not be circulated prior to filing the affidavit, and a recall petition must be filed with the State Board of Elections no later than 160 days after filing the affidavit.

(d) A petition to recall an executive branch officer must include signatures of electors of the State equal to at least 12% of the total votes cast for the office in the election at which the officer was elected, with signatures equal to at least 1% of the vote for the office from at least 5 separate counties. A petition to recall a member of the General Assembly must be signed by electors of the respective Legislative District or Representative District equal to at least 20% of the total votes cast for the office in the election at which the member was elected. The form, circulation, and manner of filing a recall petition shall comply with the requirements provided by law for a statewide advisory public question, except the deadlines set forth in this Section.

(e) A recall petition is valid unless an objection is made within 45 days after the date the petition is filed.

and an objection to the recall petition may be made in the same manner as to a candidate for the office subject to recall. The State Board of Elections shall certify the recall petition not more than 105 days after the date the recall petition is filed. Any recall petition or election pending on the date of the next general election at which a candidate for the office subject to recall is elected is moot.

(f) If a recall election is initiated, the name of no successor candidate may appear on the ballot unless a nominating petition has been filed with the State Board of Elections no more than 40 days after filing of the recall petition. The nominating petition of an established party candidate must contain the same number of signatures and be circulated in the same manner as an established party candidate for nomination to the office subject to recall, except the petition must be circulated no more than 40 days prior to the last day for filing nomination petitions. The nominating petition of an independent or new party candidate must contain the same number of signatures and be circulated in the same manner as an independent or new party candidate, respectively, for election to the office subject to recall, except the petition must be circulated no more than 40 days prior to the last day for filing nomination petitions. A nominating petition may be objected to in the same manner as a candidate for the office subject to recall, unless otherwise provided by law. The State Board of Elections shall certify a valid nominating petition not more than 105 days after the date the recall petition is filed.

(g) An election to determine whether to recall an executive officer or member of the General Assembly and to elect a successor shall be proclaimed by the State Board of Elections and held not less than 60 days and no more than 100 days after the date of certification of the recall petition.

(h) The provisions of this Section are self-executing and judicially enforceable.

#### SCHEDULE

The State Board of Elections shall proceed, as soon as all the returns are received but no later than 31 days after the election, to canvass the votes given for and against this Constitutional Amendment, as shown by the abstracts of votes cast. If this Constitutional Amendment is approved by either three-fifths of those voting on the question or a majority of those voting in the election, then the State Board of Elections shall declare the adoption of this Constitutional Amendment and it shall, upon declaration of its adoption, take effect and become a part of the Constitution of this State. This Schedule supersedes and applies notwithstanding any statute to the contrary, and no other requirements, including without limitation proclamation of the results of the vote or notice by publication, are necessary for its effectiveness.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 1 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

Representative Reis introduced the following:

### HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 2

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to add Section 9 to Article XIII of the Illinois Constitution as follows:

#### ARTICLE XIII GENERAL PROVISIONS

##### SECTION 9. MARRIAGE

To secure and preserve the benefits of marriage for our society and for future generations of children, only a union of one man and one woman shall be valid or recognized as a marriage in this State. This State and its political subdivisions shall not create or recognize a legal status similar to that of marriage.

#### SCHEDULE

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

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 2 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

Representative Lang introduced the following:

**HOUSE JOINT RESOLUTION  
CONSTITUTIONAL AMENDMENT 3**

WHEREAS, The Ninety-second Congress of the United States of America, at its Second Session, in both houses, by a constitutional majority of two-thirds, adopted the following proposition to amend the Constitution of the United States of America:

"JOINT RESOLUTION

RESOLVED BY THE HOUSE OF REPRESENTATIVES AND SENATE OF THE UNITED STATES OF AMERICA IN CONGRESS ASSEMBLED (TWO-THIRDS OF EACH HOUSE CONCURRING THEREIN), That the following article is proposed as an amendment to the Constitution of the United States, which shall be valid to all intents and purposes as a part of the Constitution when ratified by the legislatures of three-fourths of the several States within seven years from the date of its submission by the Congress:

"ARTICLE

Section 1. Equality of rights under law shall not be denied or abridged by the United States or any State on account of sex.

Section 2. The Congress shall have the power to enforce by appropriate legislation the provisions of this article.

Section 3. This Amendment shall take effect two years after the date of ratification.""; and

WHEREAS, A Joint Resolution is a resolution adopted by both houses of the General Assembly and does not require the signature of the Governor; a Joint Resolution is sufficient for Illinois' ratification of an amendment to the United States Constitution; and

WHEREAS, The United States Congress has recently adopted the 27th Amendment to the Constitution of the United States, the so-called Madison Amendment, relating to Compensation of Members of Congress; this amendment was proposed 203 years earlier by our First Congress and only recently ratified by three-fourths of the States; the United States Archivist certified the 27th Amendment on May 18, 1992; and

WHEREAS, The founders of our nation, James Madison included, did not favor further restrictions to Article V of the Constitution of the United States, the amending procedure; the United States Constitution is harder to amend than any other constitution in history; and

WHEREAS, The restricting time limit for the Equal Rights Amendment ratification is in the resolving clause and is not a part of the amendment proposed by Congress and already ratified by 35 states; and

WHEREAS, Having passed a time extension for the Equal Rights Amendment on October 20, 1978, Congress has demonstrated that a time limit in a resolving clause can be disregarded if it is not a part of the proposed amendment; and

WHEREAS, The United States Supreme Court in *Coleman v. Miller*, 307 U.S. 433, at 456 (1939), recognized that Congress is in a unique position to judge the tenor of the nation, to be aware of the political, social, and economic factors affecting the nation, and to be aware of the importance to the nation of the proposed amendment; and

WHEREAS, If an amendment to the Constitution of the United States has been proposed by two-thirds of both houses of Congress and ratified by three-fourths of the state legislatures, it is for Congress under the principles of *Coleman v. Miller* to determine the validity of the state ratifications occurring after a time limit in the resolving clause, but not in the amendment itself; and

WHEREAS, Constitutional equality for women and men continues to be timely in the United States and worldwide, and a number of other nations have achieved constitutional equality for their women and men; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the proposed amendment to the Constitution of the United States of America set forth in this resolution is ratified; and be

it further

RESOLVED, That a certified copy of this resolution be forwarded to the Archivist of the United States, the Administrator of General Services of the United States, the President pro tempore of the Senate and the Speaker of the House of Representatives of the Congress of the United States, and each member of the Illinois congressional delegation.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 3 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

Representative Lang introduced the following:

**HOUSE JOINT RESOLUTION  
CONSTITUTIONAL AMENDMENT 4**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend the Illinois Constitution by changing Section 1 of Article III as follows:

ARTICLE III  
SUFFRAGE AND ELECTIONS

SECTION 1. VOTING QUALIFICATIONS

Every United States citizen who has attained the age of 17 48 or any other younger voting age required by the United States for voting in State elections and who has been a permanent resident of this State for at least 30 days next preceding any election shall have the right to vote at such election. The General Assembly by law may establish registration requirements and require permanent residence in an election district not to exceed thirty days prior to an election. The General Assembly by law may establish shorter residence requirements for voting for President and Vice-President of the United States.

(Source: Amendment adopted at general election November 8, 1988.)

SCHEDULE

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

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 4 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

Representative Bassi introduced the following:

**HOUSE JOINT RESOLUTION  
CONSTITUTIONAL AMENDMENT 5**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Section 3 of Article IV of the Illinois Constitution as follows:

ARTICLE IV  
THE LEGISLATURE

SECTION 3. LEGISLATIVE REDISTRICTING

(a) Legislative Districts shall be compact, contiguous and substantially equal in population. Representative Districts shall be compact, contiguous, and substantially equal in population.

(b) By April 15 of the year following each federal decennial census year, the State Board of Elections, by a record vote of a majority of the total number of members authorized by law as provided in Section 5 of

Article III, shall designate a computer program for redistricting the Legislative Districts and Representative Districts that meets the requirements of this Section. The designation shall include detailed specifications of the computer program.

Any computer program designated by the State Board of Elections under this Section shall embody the following standards and criteria, as defined by Common Law, in this order of priority:

- (1) contiguity;
- (2) substantial equality of population;
- (3) compactness;
- (4) minimization of the number of districts that cross county or municipal boundaries; and
- (5) a fair reflection of minority voting strength.

Any computer program designated by the State Board of Elections under this Section shall not consider the following data:

- (1) residency of incumbent legislators;
- (2) political affiliations of registered voters;
- (3) previous election results; and
- (4) demographic information not required to be used by this Section or by the United States Constitution or federal law.

Except as specified in this Section, the computer program shall produce districts in a random manner.

(c) ~~(b)~~ In the year following each Federal decennial census year, the State Board of Elections General Assembly by law shall redistrict the Legislative Districts and the Representative Districts using the computer program designated under subsection (b). The State Board of Elections shall approve a redistricting plan by a record vote of a majority of the total number of members authorized by law as provided in Section 5 of Article III, and the Board shall file that plan with the Secretary of State no later than June 1 of the year following the federal decennial census year.

(d) The State Board of Elections shall designate a computer program under subsection (b) and shall approve a plan under subsection (c) at public meetings. The Board shall give reasonable and adequate advance notice of those meetings.

~~If no redistricting plan becomes effective by June 30 of that year, a Legislative Redistricting Commission shall be constituted not later than July 10. The Commission shall consist of eight members, no more than four of whom shall be members of the same political party.~~

~~The Speaker and Minority Leader of the House of Representatives shall each appoint to the Commission one Representative and one person who is not a member of the General Assembly. The President and Minority Leader of the Senate shall each appoint to the Commission one Senator and one person who is not a member of the General Assembly.~~

~~The members shall be certified to the Secretary of State by the appointing authorities. A vacancy on the Commission shall be filled within five days by the authority that made the original appointment. A Chairman and Vice Chairman shall be chosen by a majority of all members of the Commission.~~

~~Not later than August 10, the Commission shall file with the Secretary of State a redistricting plan approved by at least five members.~~

~~If the Commission fails to file an approved redistricting plan, the Supreme Court shall submit the names of two persons, not of the same political party, to the Secretary of State not later than September 1.~~

~~Not later than September 5, the Secretary of State publicly shall draw by random selection the name of one of the two persons to serve as the ninth member of the Commission.~~

~~Not later than October 5, the Commission shall file with the Secretary of State a redistricting plan approved by at least five members.~~

(e) An approved redistricting plan filed with the Secretary of State shall be presumed valid, shall have the force and effect of law and shall be published promptly by the Secretary of State.

(f) The Supreme Court shall have original and exclusive jurisdiction over actions concerning redistricting the House and Senate, which shall be initiated in the name of the People of the State by the Attorney General.

(Source: Amendment adopted at general election November 4, 1980.)

#### SCHEDULE

This Constitutional Amendment takes effect beginning with redistricting in 2011 and applies to the election of members of the General Assembly in 2012 and thereafter.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 5 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.



Representative Bassi introduced the following:

**HOUSE JOINT RESOLUTION  
CONSTITUTIONAL AMENDMENT 6**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Sections 2 and 5 of Article IV of the Illinois Constitution as follows:

ARTICLE IV  
THE LEGISLATURE

SECTION 2. LEGISLATIVE COMPOSITION

(a) One Senator shall be elected from each Legislative District. Senators elected in 2010 shall serve two-year terms. Immediately following each decennial redistricting, the General Assembly by law shall divide the Legislative Districts as equally as possible into ~~two~~ three groups. During each ten-year period, beginning with the general election in 2012, Senators from one group shall first be elected for terms of six years and then for terms of four years ~~four years, four years and two years;~~ Senators from the second group, for terms of four years, two years and four years; and Senators from the ~~other~~ third group shall first be elected ; for terms of ~~two years,~~ four years and then for terms of six ~~four~~ years. The Legislative Districts in each group shall be distributed substantially equally over the State.

(b) Each Legislative District shall be divided into two Representative Districts. ~~In 1982 and every two years thereafter~~ One Representative shall be elected from each Representative District ~~for a term of two years.~~ Representatives elected in 2010 shall serve terms of two years. During each ten-year period, beginning with the general election in 2012, Representatives shall first be elected for terms of four years, then for terms of two years, and then for terms of four years.

(c) To be eligible to serve as a member of the General Assembly, a person must be a United States citizen, at least 21 years old, and for the two years preceding his election or appointment a resident of the district which he is to represent. In the general election following a redistricting, a candidate for the General Assembly may be elected from any district which contains a part of the district in which he resided at the time of the redistricting and reelected if a resident of the new district he represents for 18 months prior to reelection.

(d) Within thirty days after a vacancy occurs, it shall be filled by appointment as provided by law. If the vacancy is in a Senatorial or Representative office with more than twenty-eight months remaining in the term, the appointed Senator or Representative shall serve until the next general election, at which time a Senator or Representative shall be elected to serve for the remainder of the term. If the vacancy is in any other Senatorial or a Representative office ~~or in any other Senatorial office,~~ the appointment shall be for the remainder of the term. An appointee to fill a vacancy shall be a member of the same political party as the person he succeeds.

(e) No member of the General Assembly shall receive compensation as a public officer or employee from any other governmental entity for time during which he is in attendance as a member of the General Assembly.

No member of the General Assembly during the term for which he was elected or appointed shall be appointed to a public office which shall have been created or the compensation for which shall have been increased by the General Assembly during that term.

(Source: Amendment adopted at general election November 4, 1980.)

SECTION 5. SESSIONS

(a) The General Assembly shall convene each year on the second Wednesday of January. The General Assembly shall be a continuous body for a period beginning and ending at noon on the second Wednesday of January of consecutive odd-numbered years. ~~during the term for which members of the House of Representatives are elected.~~

(b) The Governor may convene the General Assembly or the Senate alone in special session by a proclamation stating the purpose of the session; and only business encompassed by such purpose, together

with any impeachments or confirmation of appointments shall be transacted. Special sessions of the General Assembly may also be convened by joint proclamation of the presiding officers of both houses, issued as provided by law.

(c) Sessions of each house of the General Assembly and meetings of committees, joint committees and legislative commissions shall be open to the public. Sessions and committee meetings of a house may be closed to the public if two-thirds of the members elected to that house determine that the public interest so requires; and meetings of joint committees and legislative commissions may be so closed if two-thirds of the members elected to each house so determine.

(Source: Illinois Constitution.)

#### SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act and applies to the election of members of the General Assembly in 2010 and thereafter. It does not affect the terms of members elected before 2010.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 6 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

#### 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 0001. Introduced by Representative Bradley, John, AN ACT concerning revenue.

HOUSE BILL 0002. Introduced by Representative Flider, AN ACT concerning regulation.

HOUSE BILL 0003. Introduced by Representative Bost, AN ACT concerning revenue.

HOUSE BILL 0004. Introduced by Representative Poe, AN ACT concerning State government.

HOUSE BILL 0005. Introduced by Representative Franks, AN ACT concerning State government.

HOUSE BILL 0006. Introduced by Representative Franks, AN ACT concerning State government.

HOUSE BILL 0007. Introduced by Representative Franks, AN ACT concerning elections.

HOUSE BILL 0008. Introduced by Representative Tracy, AN ACT concerning civil law.

HOUSE BILL 0009. Introduced by Representative Tracy, AN ACT concerning health.

HOUSE BILL 0010. Introduced by Representative Beiser, AN ACT concerning criminal law.

HOUSE BILL 0011. Introduced by Representative Arroyo, AN ACT concerning employment.

HOUSE BILL 0012. Introduced by Representative Arroyo, AN ACT concerning criminal law.

HOUSE BILL 0013. Introduced by Representative Arroyo, AN ACT concerning appropriations.

HOUSE BILL 0014. Introduced by Representative Chapa LaVia, AN ACT concerning gaming.

HOUSE BILL 0015. Introduced by Representative Flowers, AN ACT concerning appropriations.

HOUSE BILL 0016. Introduced by Representative Flowers, AN ACT concerning education.

HOUSE BILL 0017. Introduced by Representative Flowers, AN ACT concerning education.

- HOUSE BILL 0018. Introduced by Representative Flowers, AN ACT concerning education.
- HOUSE BILL 0019. Introduced by Representative Flowers, AN ACT concerning education.
- HOUSE BILL 0020. Introduced by Representative Flowers, AN ACT regarding law enforcement.
- HOUSE BILL 0021. Introduced by Representative Flowers, AN ACT concerning education.
- HOUSE BILL 0022. Introduced by Representative Franks, AN ACT concerning employment.
- HOUSE BILL 0023. Introduced by Representative Turner, AN ACT concerning revenue.
- HOUSE BILL 0024. Introduced by Representative Osterman, AN ACT concerning elections.
- HOUSE BILL 0025. Introduced by Representative Turner, AN ACT concerning gaming.
- HOUSE BILL 0026. Introduced by Representative Turner, AN ACT concerning gaming.
- HOUSE BILL 0027. Introduced by Representative Flowers, AN ACT concerning education.
- HOUSE BILL 0028. Introduced by Representative Flowers, AN ACT concerning public health.
- HOUSE BILL 0029. Introduced by Representative Flowers, AN ACT concerning insurance.
- HOUSE BILL 0030. Introduced by Representative Flowers, AN ACT concerning State government.
- HOUSE BILL 0031. Introduced by Representative Flowers, AN ACT concerning children.
- HOUSE BILL 0032. Introduced by Representative Flowers, AN ACT concerning children.
- HOUSE BILL 0033. Introduced by Representative Flowers, AN ACT concerning education.
- HOUSE BILL 0034. Introduced by Representative Flowers, AN ACT concerning education.
- HOUSE BILL 0035. Introduced by Representative Tryon, AN ACT concerning State government.
- HOUSE BILL 0036. Introduced by Representative Reitz, AN ACT concerning finance.
- HOUSE BILL 0037. Introduced by Representative Moffitt, AN ACT concerning State government.
- HOUSE BILL 0038. Introduced by Representative Moffitt, AN ACT concerning State government.
- HOUSE BILL 0039. Introduced by Representative Moffitt, AN ACT concerning public aid.
- HOUSE BILL 0040. Introduced by Representative Arroyo, AN ACT concerning civil law.
- HOUSE BILL 0041. Introduced by Representative Arroyo, AN ACT concerning appropriations.
- HOUSE BILL 0042. Introduced by Representative Arroyo, AN ACT concerning criminal law.
- HOUSE BILL 0043. Introduced by Representative Arroyo, AN ACT concerning transportation.
- HOUSE BILL 0044. Introduced by Representative Arroyo, AN ACT concerning public health.
- HOUSE BILL 0045. Introduced by Representative Turner, AN ACT concerning criminal law.
- HOUSE BILL 0046. Introduced by Representative Brady, AN ACT concerning government.

- HOUSE BILL 0047. Introduced by Representative Brady, AN ACT concerning government.
- HOUSE BILL 0048. Introduced by Representative Osterman, AN ACT concerning public safety.
- HOUSE BILL 0049. Introduced by Representative Brady, AN ACT concerning finance.
- HOUSE BILL 0050. Introduced by Representative Brady, AN ACT concerning government.
- HOUSE BILL 0051. Introduced by Representative Brady, AN ACT concerning revenue.
- HOUSE BILL 0052. Introduced by Representatives Schmitz - Cross, AN ACT concerning transportation.
- HOUSE BILL 0053. Introduced by Representative Reis, AN ACT concerning civil law.
- HOUSE BILL 0054. Introduced by Representative Reis, AN ACT concerning education.
- HOUSE BILL 0055. Introduced by Representative Reis, AN ACT concerning business.
- HOUSE BILL 0056. Introduced by Representative Reis, AN ACT concerning State government.
- HOUSE BILL 0057. Introduced by Representative Reis, AN ACT concerning State government.
- HOUSE BILL 0058. Introduced by Representative Reis, AN ACT concerning employment.
- HOUSE BILL 0059. Introduced by Representative Currie, AN ACT concerning human rights.
- HOUSE BILL 0060. Introduced by Representative Holbrook, AN ACT concerning local government.
- HOUSE BILL 0061. Introduced by Representative Holbrook, AN ACT concerning local government.
- HOUSE BILL 0062. Introduced by Representative Stephens, AN ACT concerning revenue.
- HOUSE BILL 0063. Introduced by Representative Fritchey, AN ACT concerning employment.
- HOUSE BILL 0064. Introduced by Representative Saviano, AN ACT concerning regulation.
- HOUSE BILL 0065. Introduced by Representative Ford, AN ACT concerning State employment.
- HOUSE BILL 0066. Introduced by Representative Ford, AN ACT concerning civil law.
- HOUSE BILL 0067. Introduced by Representative Ford, AN ACT concerning criminal law.
- HOUSE BILL 0068. Introduced by Representative Lyons, AN ACT concerning regulation.
- HOUSE BILL 0069. Introduced by Representative Colvin, AN ACT concerning animals.
- HOUSE BILL 0070. Introduced by Representative Colvin, AN ACT concerning insurance.
- HOUSE BILL 0071. Introduced by Representatives D'Amico - Black, AN ACT concerning transportation.
- HOUSE BILL 0072. Introduced by Representatives D'Amico - Black, AN ACT concerning transportation.
- HOUSE BILL 0073. Introduced by Representatives Black - D'Amico, AN ACT concerning certain offenses.
- HOUSE BILL 0074. Introduced by Representative Flider, AN ACT concerning revenue.

HOUSE BILL 0075. Introduced by Representative Holbrook, AN ACT concerning revenue.

HOUSE BILL 0076. Introduced by Representative Cole, AN ACT concerning revenue.

HOUSE BILL 0077. Introduced by Representative Cole, AN ACT concerning government.

HOUSE BILL 0078. Introduced by Representative Cole, AN ACT concerning public health.

HOUSE BILL 0079. Introduced by Representative Lang, AN ACT concerning education.

HOUSE BILL 0080. Introduced by Representative Lang, AN ACT concerning education.

HOUSE BILL 0081. Introduced by Representative Lang, AN ACT concerning local government.

HOUSE BILL 0082. Introduced by Representative Lang, AN ACT concerning gaming.

HOUSE BILL 0083. Introduced by Representative Lang, AN ACT concerning appropriations.

HOUSE BILL 0084. Introduced by Representative Lang, AN ACT concerning appropriations.

HOUSE BILL 0085. Introduced by Representative Lang, AN ACT concerning elections.

HOUSE BILL 0086. Introduced by Representative Lang, AN ACT concerning elections.

HOUSE BILL 0087. Introduced by Representative Lang, AN ACT concerning elections.

HOUSE BILL 0088. Introduced by Representative Lang, AN ACT concerning State government.

HOUSE BILL 0089. Introduced by Representative Lang, AN ACT concerning education.

HOUSE BILL 0090. Introduced by Representative Lang, AN ACT concerning public health.

HOUSE BILL 0091. Introduced by Representative Lang, AN ACT concerning gaming.

HOUSE BILL 0092. Introduced by Representative Lang, AN ACT concerning elections.

HOUSE BILL 0093. Introduced by Representative Lang, AN ACT concerning elections.

HOUSE BILL 0094. Introduced by Representative Lang, AN ACT concerning elections.

HOUSE BILL 0095. Introduced by Representative Lang, AN ACT concerning elections.

HOUSE BILL 0096. Introduced by Representative Lang, AN ACT concerning local government.

HOUSE BILL 0097. Introduced by Representative Lang, AN ACT concerning local government.

HOUSE BILL 0098. Introduced by Representative Lang, AN ACT concerning local government.

HOUSE BILL 0099. Introduced by Representative Lang, AN ACT concerning State government.

HOUSE BILL 0100. Introduced by Representative Lang, AN ACT concerning State government.

HOUSE BILL 0101. Introduced by Representative Lang, AN ACT concerning State government.

HOUSE BILL 0102. Introduced by Representative Lang, AN ACT concerning liquor.

- HOUSE BILL 0103. Introduced by Representative Lang, AN ACT concerning liquor.
- HOUSE BILL 0104. Introduced by Representative Lang, AN ACT concerning revenue.
- HOUSE BILL 0105. Introduced by Representative Lang, AN ACT concerning revenue.
- HOUSE BILL 0106. Introduced by Representative Lang, AN ACT concerning transportation.
- HOUSE BILL 0107. Introduced by Representative Lang, AN ACT concerning finance.
- HOUSE BILL 0108. Introduced by Representative Lang, AN ACT concerning transportation.
- HOUSE BILL 0109. Introduced by Representative Lang, AN ACT concerning aging.
- HOUSE BILL 0110. Introduced by Representative Lang, AN ACT concerning aging.
- HOUSE BILL 0111. Introduced by Representative Lang, AN ACT concerning education.
- HOUSE BILL 0112. Introduced by Representative Lang, AN ACT concerning education.
- HOUSE BILL 0113. Introduced by Representative Lang, AN ACT concerning employment.
- HOUSE BILL 0114. Introduced by Representative Lang, AN ACT concerning employment.
- HOUSE BILL 0115. Introduced by Representative Lang, AN ACT concerning local government.
- HOUSE BILL 0116. Introduced by Representative Lang, AN ACT concerning local government.
- HOUSE BILL 0117. Introduced by Representative Lang, AN ACT concerning mental health.
- HOUSE BILL 0118. Introduced by Representative Lang, AN ACT concerning mental health.
- HOUSE BILL 0119. Introduced by Representative Lang, AN ACT concerning mental health.
- HOUSE BILL 0120. Introduced by Representative Lang, AN ACT concerning nursing homes.
- HOUSE BILL 0121. Introduced by Representative Lang, AN ACT concerning nursing homes.
- HOUSE BILL 0122. Introduced by Representative Lang, AN ACT concerning business.
- HOUSE BILL 0123. Introduced by Representative Lang, AN ACT concerning business.
- HOUSE BILL 0124. Introduced by Representative Lang, AN ACT concerning public aid.
- HOUSE BILL 0125. Introduced by Representative Lang, AN ACT concerning public aid.
- HOUSE BILL 0126. Introduced by Representative Lang, AN ACT concerning education.
- HOUSE BILL 0127. Introduced by Representative Lang, AN ACT concerning education.
- HOUSE BILL 0128. Introduced by Representative Lang, AN ACT concerning civil law.
- HOUSE BILL 0129. Introduced by Representative Lang, AN ACT concerning civil law.
- HOUSE BILL 0130. Introduced by Representative Lang, AN ACT concerning State government.
- HOUSE BILL 0131. Introduced by Representative Lang, AN ACT concerning criminal law.

- HOUSE BILL 0132. Introduced by Representative Lang, AN ACT concerning criminal law.
- HOUSE BILL 0133. Introduced by Representative Lang, AN ACT concerning gaming.
- HOUSE BILL 0134. Introduced by Representative Lang, AN ACT concerning gaming.
- HOUSE BILL 0135. Introduced by Representative Lang, AN ACT concerning gaming.
- HOUSE BILL 0136. Introduced by Representative Lang, AN ACT concerning finance.
- HOUSE BILL 0137. Introduced by Representative Lang, AN ACT concerning local government.
- HOUSE BILL 0138. Introduced by Representative Lang, AN ACT concerning local government.
- HOUSE BILL 0139. Introduced by Representative Lang, AN ACT concerning State government.
- HOUSE BILL 0140. Introduced by Representative Lang, AN ACT concerning regulation.
- HOUSE BILL 0141. Introduced by Representative Lang, AN ACT concerning education.
- HOUSE BILL 0142. Introduced by Representative Lang, AN ACT concerning health.
- HOUSE BILL 0143. Introduced by Representative Lang, AN ACT concerning health.
- HOUSE BILL 0144. Introduced by Representative Colvin, AN ACT concerning regulation.
- HOUSE BILL 0145. Introduced by Representative Colvin, AN ACT concerning revenue.
- HOUSE BILL 0146. Introduced by Representative Colvin, AN ACT concerning local government.
- HOUSE BILL 0147. Introduced by Representative Reis, AN ACT concerning State government.
- HOUSE BILL 0148. Introduced by Representative Reis, AN ACT concerning economic development.
- HOUSE BILL 0149. Introduced by Representative Harris, AN ACT concerning regulation.
- HOUSE BILL 0150. Introduced by Representative Miller, AN ACT concerning education.
- HOUSE BILL 0151. Introduced by Representative Mathias, AN ACT concerning State government.
- HOUSE BILL 0152. Introduced by Representative Mendoza, AN ACT concerning insurance.
- HOUSE BILL 0153. Introduced by Representative Ford, AN ACT concerning civil law.
- HOUSE BILL 0154. Introduced by Representative Ford, AN ACT concerning public health.
- HOUSE BILL 0155. Introduced by Representative Ford, AN ACT concerning civil law.
- HOUSE BILL 0156. Introduced by Representative Pritchard, AN ACT concerning transportation.
- HOUSE BILL 0157. Introduced by Representative Poe, AN ACT concerning public employee benefits.
- HOUSE BILL 0158. Introduced by Representative Mathias, AN ACT concerning civil law.
- HOUSE BILL 0159. Introduced by Representative Mathias, AN ACT concerning local government.

- HOUSE BILL 0160. Introduced by Representative Sacia, AN ACT concerning transportation.
- HOUSE BILL 0161. Introduced by Representative Sacia, AN ACT in relation to public employee benefits.
- HOUSE BILL 0162. Introduced by Representative Ramey, AN ACT concerning transportation.
- HOUSE BILL 0163. Introduced by Representative Tryon, AN ACT concerning employment.
- HOUSE BILL 0164. Introduced by Representative Davis, William, AN ACT concerning criminal law.
- HOUSE BILL 0165. Introduced by Representative Acevedo, AN ACT concerning criminal law.
- HOUSE BILL 0166. Introduced by Representative Coulson, AN ACT concerning transportation.
- HOUSE BILL 0167. Introduced by Representative Coulson, AN ACT concerning revenue.
- HOUSE BILL 0168. Introduced by Representative Coulson, AN ACT concerning education.
- HOUSE BILL 0169. Introduced by Representative Verschoore, AN ACT concerning State government.
- HOUSE BILL 0170. Introduced by Representative Tryon, AN ACT concerning regulation.
- HOUSE BILL 0171. Introduced by Representative Reis, AN ACT concerning criminal law.
- HOUSE BILL 0172. Introduced by Representative Ramey, AN ACT concerning firearms.
- HOUSE BILL 0173. Introduced by Representative Phelps, AN ACT concerning criminal law.
- HOUSE BILL 0174. Introduced by Representative Burke, AN ACT concerning revenue.
- HOUSE BILL 0175. Introduced by Representatives Miller - Cross, AN ACT concerning finance.
- HOUSE BILL 0176. Introduced by Representative Flider, AN ACT concerning education.
- HOUSE BILL 0177. Introduced by Representative Riley, AN ACT concerning State government.
- HOUSE BILL 0178. Introduced by Representative Harris, AN ACT concerning civil law.
- HOUSE BILL 0179. Introduced by Representative Graham, AN ACT concerning criminal law.
- HOUSE BILL 0180. Introduced by Representative Graham, AN ACT concerning handgun regulation.
- HOUSE BILL 0181. Introduced by Representative Graham, AN ACT concerning insurance.
- HOUSE BILL 0182. Introduced by Representative Bradley, John, AN ACT concerning criminal law.
- HOUSE BILL 0183. Introduced by Representative Acevedo, AN ACT concerning vehicles.
- HOUSE BILL 0184. Introduced by Representative Acevedo, AN ACT concerning criminal law.
- HOUSE BILL 0185. Introduced by Representative Bellock, AN ACT concerning health.
- HOUSE BILL 0186. Introduced by Representative Lang, AN ACT concerning regulation.
- HOUSE BILL 0187. Introduced by Representative Lang, AN ACT concerning regulation.
- HOUSE BILL 0188. Introduced by Representative Lang, AN ACT concerning regulation.



- HOUSE BILL 0189. Introduced by Representative Lang, AN ACT concerning regulation.
- HOUSE BILL 0190. Introduced by Representative Lang, AN ACT concerning regulation.
- HOUSE BILL 0191. Introduced by Representative Lang, AN ACT concerning regulation.
- HOUSE BILL 0192. Introduced by Representative Lyons, AN ACT concerning criminal law.
- HOUSE BILL 0193. Introduced by Representative Bassi, AN ACT concerning local government.
- HOUSE BILL 0194. Introduced by Representative Bassi, AN ACT concerning finance.
- HOUSE BILL 0195. Introduced by Representative Fritchey, AN ACT concerning revenue.
- HOUSE BILL 0196. Introduced by Representative Fritchey, AN ACT concerning education.
- HOUSE BILL 0197. Introduced by Representative Fritchey, AN ACT concerning revenue.
- HOUSE BILL 0198. Introduced by Representative Fritchey, AN ACT concerning dog breeders.
- HOUSE BILL 0199. Introduced by Representative Arroyo, AN ACT concerning criminal law.
- HOUSE BILL 0200. Introduced by Representative Arroyo, AN ACT concerning civil law.
- HOUSE BILL 0201. Introduced by Representative Madigan, AN ACT concerning government.
- HOUSE BILL 0202. Introduced by Representative Lyons, AN ACT concerning criminal law.
- HOUSE BILL 0203. Introduced by Representatives Cross - Currie, AN ACT concerning State government, which may be referred to as Lilly's Law.
- HOUSE BILL 0204. Introduced by Representative Leitch, AN ACT concerning public aid.
- HOUSE BILL 0205. Introduced by Representative Leitch, AN ACT concerning education.
- HOUSE BILL 0206. Introduced by Representative Leitch, AN ACT concerning education.

### MESSAGES FROM THE SENATE

A message from the Senate by  
 Ms. Shipley, Secretary:  
 Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Resolution:

#### SENATE RESOLUTION NO. 6

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the following are adopted as the Senate Impeachment Rules of the Ninety-Sixth General Assembly solely for impeachment trial proceedings against Governor Rod R. Blagojevich:

#### SENATE IMPEACHMENT RULES

**Rule 1. Definitions.** In these Impeachment Rules, unless the context clearly requires a different meaning:

"Articles of impeachment" include one or more articles of impeachment.

"Chief Justice" means the Chief Justice of the Illinois Supreme Court in his capacity as

presiding trial officer in the trial of impeachment.

"Constitution" means the Constitution of the State of Illinois.

"Governor" means Rod R. Blagojevich.

"House" means the House of Representatives of the Illinois General Assembly.

"House impeachment record" means the complete record of proceedings of the House Special Investigative Committee and the House making inquiry into the impeachment of Rod R. Blagojevich.

"Journal" means the Journal of the Senate.

"Majority caucus" means that group of Senators from the numerically strongest political party in the Senate.

"Majority of those elected" means at least 30 Senators.

"Minority caucus" means that group of Senators from other than the majority caucus.

"Minority Leader" means the Minority Leader of the Senate.

"Party" means the House Prosecutor or Rod R. Blagojevich or his counsel.

"President" means the President of the Senate.

"Presiding Officer of the Senate" means that Senator serving as the presiding officer of the Senate, whether that Senator is the President or another Senator designated by the President, in his or her capacity as presiding officer.

"Secretary" means the Secretary of the Senate.

"Senate" means the Senate of the Illinois General Assembly.

"Senate Rules" mean the Rules of the Senate of the Ninety-Sixth General Assembly, other than these Impeachment Rules.

"Two-thirds of those elected" means at least 40 Senators.

**Rule 2. Notice from the House of Representatives.** When the Senate receives notice from the House that the Speaker of the House has directed the House Prosecutor to exhibit articles of impeachment before the Senate, the Secretary shall immediately inform the Clerk of the House that the Senate is ready to receive the House Prosecutor for the purposes of exhibiting those articles of impeachment and filing of the House impeachment record with the Secretary.

**Rule 3. Introduction of House Prosecutor; exhibition of articles of impeachment.**

(a) The Counsel to the Special Investigative Committee of the House shall be the House Prosecutor. The House Prosecutor may select staff to assist in prosecuting the articles of impeachment, including House staff.

(b) After the House Prosecutor is introduced to the bar of the Senate, the House Prosecutor shall signify that he or she is ready to exhibit articles of impeachment against Rod R. Blagojevich and to file the House impeachment record. The House Prosecutor shall, at the President's direction, then exhibit the articles of impeachment and file the House impeachment record with the Secretary. The House impeachment record, upon receipt by the Secretary, is deemed admitted as evidence in the trial of impeachment before the Senate. The articles of impeachment shall then be presented to the Secretary, and the President shall inform the House Prosecutor that the Senate will take proper order on the subject of the impeachment, of which due notice shall be given to the House. Further, the Sergeant-at-Arms of the Senate shall provide a copy of the articles of impeachment to the Chief Justice and give notice to the Chief Justice of the date and time the trial on those articles of impeachment will commence.

**Rule 4. Consideration of articles of impeachment.** After the presentation of articles of impeachment to the Senate, at a date and time set by the President, the Senate shall proceed to the consideration of the articles of impeachment and shall continue in session from day to day (Sundays excepted and unless otherwise ordered by the President) with the trial until final judgment is rendered, and so much longer as may, in the President's judgment, be needful.

**Rule 5. Issuance of orders.** The President has the power (i) to make and issue, by himself or by the Secretary, all orders, mandates, writs, and other papers or documents authorized by these Impeachment Rules or by the Senate and (ii) to make and enforce any other regulations and orders relating to the impeachment trial proceedings that the Senate authorizes.

**Rule 6. Senate enforcement powers; authority of Sergeant-at-Arms.**

(a) As provided in the Constitution, the General Assembly Organization Act (25 ILCS 5/), and the Senate Rules and as otherwise provided by law, the Senate has the power to subpoena witnesses, documents, and other materials; to compel the attendance of witnesses and the production of documents and other materials; to enforce obedience to its subpoenas, orders, mandates, writs, and judgments; to preserve order; to punish in a summary way contempt of, and disobedience to, its authority, orders, mandates, writs, and judgments; and to make all lawful orders, rules, and regulations that it may deem

essential or conducive to the ends of justice.

(b) The Sergeant-at-Arms of the Senate, under the direction of the President, may employ aid and assistance deemed necessary to enforce, execute, and carry into effect the lawful subpoenas, orders, mandates, writs, and directions of the Senate. All process shall be served by the Sergeant-at-Arms of the Senate, unless otherwise ordered by the Senate.

(c) The Senate may compel any person, by subpoena, to appear and give testimony as a witness and produce documents and other materials before the Senate. The subpoena shall be signed by the President and may be served in the same manner as subpoenas from courts.

(d) Any witness neglecting or refusing to appear when duly subpoenaed to testify or to produce documents or other materials before the Senate may be arrested by warrant under the signature of the President, taken before the Senate, and there compelled to give testimony or produce documents and other materials.

(e) Anyone who has been served with a subpoena to appear as a witness or to produce documents or other materials before the Senate and who neglects or refuses to so appear or to produce any of those documents or other materials or, having appeared either with or without a subpoena, neglects or refuses to be sworn, to testify, or to produce any documents or other materials when lawfully required to do so is, pursuant to Section 8 of the General Assembly Organization Act (25 ILCS 5/8), guilty of a petty offense. This subsection shall not be construed to affect any other right of the Senate to compel the attendance of any person as a witness or the production of documents or other materials or to punish for disorderly or contemptuous behavior in its presence.

(f) The manner of effecting imprisonment of any person under these Impeachment Rules for disorderly or contemptuous behavior in the presence of the Senate, or for failure to comply with any subpoena or to give testimony, shall be by a warrant, under the signature of the President, ordering the imprisonment, countersigned by the Secretary, running in the name of the People of the State of Illinois, and may direct the Sergeant-at-Arms to command the sheriff of any county in this State where the person is located or the State Police to commit the prisoner to a county jail, and deliver the prisoner to the keeper thereof, and the jailer to receive the prisoner into his or her custody and safely keep the prisoner for the time for which the prisoner is committed, or until the prisoner is duly discharged.

(g) If the person is committed for refusal to answer any question put to him or her as a witness, or to obey an order of the Senate, the warrant may direct that the person be returned to the Senate at a time stated in the warrant, not exceeding 24 hours after the time of commitment, or it may direct that the person be imprisoned until he or she signifies willingness to obey the requirements of the Senate, at which time the person shall be returned to the Senate by whoever then has the person in custody. However, no person shall be so held beyond the time of the adjournment of the Senate sitting for the purpose of trying the impeachment.

(h) The Sergeant-at-Arms and his or her assistants shall serve process and execute orders that are enjoined upon them by the President; shall maintain order among the spectators admitted to the impeachment trial proceedings; shall take proper measures to prevent interruption of the proceedings, and may arrest, with or without warrant, any person committing any offense against the law or any rule of the Senate, or guilty of breach of the peace in or about the Capitol or the surrounding public grounds, and convey the offender before the proper court for trial, and for that purpose has the same authority granted to sheriffs.

**Rule 7. Preparation and form of proceedings.** The President shall direct all necessary preparations in the Senate chamber for impeachment proceedings, and the Chief Justice shall direct all of the forms or proceedings while the Senate is sitting for the purpose of trying an impeachment and all forms during the trial not otherwise specifically provided for.

**Rule 8. Rules of evidence governing the trial.**

(a) Evidence may be admitted if it is relevant, material, and not redundant. Formal rules of evidence used in Illinois and federal courts do not apply to trials of impeachment before the Senate.

(b) The House Prosecutor or the Governor or his counsel may object to the admission or exclusion of evidence. Any objection must be addressed to the Chief Justice. No objection, however, may be made against all or any part of the House impeachment record filed by the House Prosecutor with the Secretary.

(c) The Chief Justice may rule on an objection and his ruling shall stand, unless a Senator asks that the Senate override the ruling of the Chief Justice. The Chief Justice, at his option, may submit the objection to the Senate, which shall rule on the objection in the first instance by a record vote.

(d) The vote of the Senate under this Rule shall be by record vote and taken in accordance with the Senate Rules.

(e) If a Senator has asked that the Senate override the ruling of the Chief Justice, then the Chief Justice shall submit the question to the Senate without debate and state the question as follows: "Shall the ruling of the Chief Justice be sustained?" The ruling of the Chief Justice shall be sustained if a majority of those elected to the Senate vote to sustain the ruling of the Chief Justice by record vote.

(f) If the Chief Justice submits the objection to the Senate for a ruling in the first instance, then the Chief Justice shall submit the question to the Senate without debate and state the question as follows: "Shall the objection be sustained?" The objection shall be sustained if a majority of those elected to the Senate sustain the objection by a record vote.

**Rule 9. Writ of summons; service of summons.**

(a) Upon the presentation of articles of impeachment and the organization of the Senate for the purpose of trying an impeachment, a writ of summons shall issue to Rod R. Blagojevich that recites the articles of impeachment, notifies him to file his appearance with the Senate at a specified day and time and at a specified place, to file his answer to the articles by a specified day and time, and to abide the orders and judgments of the Senate.

(b) The summons shall be served by the Sergeant-at-Arms of the Senate at least 2 days before the date fixed for the appearance. Service shall be made either by delivery of a copy to Rod R. Blagojevich or by leaving a copy with a person over the age of 21 at his residence or at the Governor's office in the State Capitol or in the James R. Thompson Center, or, if such service is not practical in the judgment of the Senate, notice to Rod R. Blagojevich to file his appearance and answer shall be given by news article or publication at least once in a newspaper of general circulation in Illinois.

**Rule 10. Return of summons.** At or before the date and time appointed for the appearance of Rod R. Blagojevich, the Sergeant-at-Arms shall file with the Secretary a completed written return of summons in the following form:

"I, (name), Sergeant-at-Arms, do solemnly swear (or affirm) that, as commanded by the Senate, I served a summons to appear and a copy of the articles of impeachment on Governor Rod R. Blagojevich on the \_\_\_\_ day of \_\_\_\_\_, 2009, (personally / by leaving a copy of the summons and articles with a person over the age of 21 at his residence or the Governor's office in the State Capitol or in the James R. Thompson Center / by news article or publication at least once in a newspaper of general circulation in Illinois)."

The return of summons of the Sergeant-at-Arms shall be entered upon the Journal by the  
Secretary.

**Rule 11. Governor's appearance and answer.**

(a) At the date and time appointed in the summons, the Governor, or counsel on his behalf, shall file a written appearance and answer to the articles of impeachment.

(b) If Rod R. Blagojevich, after service, fails to file an appearance either in person or by counsel on the day ordered for filing an appearance or files an appearance but fails to file an answer to the articles of impeachment, the trial shall proceed, nonetheless, as if Rod R. Blagojevich had entered a plea of not guilty. If the Governor, or counsel on his behalf, enters a plea of guilty, then, without further proceedings, judgment shall be entered removing Rod R. Blagojevich from the office of Governor. The Senate, at a date and time set by the President, may then proceed, pursuant to Impeachment Rule 24(f), to take a record vote on the question of whether Rod R. Blagojevich shall be disqualified from holding any public office of this State in the future.

**Rule 12. Commencement of trial.**

(a) At the hour of the day set for filing an appearance by Rod R. Blagojevich, or at such other time as the President may order, the legislative and executive business of the Senate shall be suspended and the Secretary shall give notice to the House that the Senate is ready to proceed upon the impeachment trial of Rod R. Blagojevich in the Senate chamber or such other place as the Senate determines.

(b) Before proceeding to the consideration of the articles of impeachment, the President shall administer the oath to the Chief Justice.

(c) The Secretary shall then administer the oath to the members of the Senate then present and to the other members of the Senate as they appear, whose duty it shall be to take the oath.

(d) The oath to be administered shall be as follows: "I solemnly swear (or affirm) that in all things pertaining to the trial of the impeachment of Governor Rod R. Blagojevich, now pending, I will do justice according to law."

(e) Any members of the Senate not present to take the oath must be administered the oath upon entering the Senate chambers during the trial. The Secretary shall maintain a record of those Senators who have and have not been administered the oath.

**Rule 13. Attendance; decorum; ex parte communications.**

(a) All Senators must attend all impeachment proceedings unless excused by the President (if the Senator is a member of the majority caucus) or Minority Leader (if the Senator is a member of the minority caucus). Any Senator who is absent shall be provided opportunity to review the record of impeachment proceedings for any date the Senator was absent.

(b) All Senators must act in a courteous manner to the President, the Chief Justice and his staff, the House Prosecutor and his or her staff, the Governor and his counsel, and Senate staff.

(c) A Senator should not initiate, permit, or consider ex parte communications with members of the House, the House Prosecutor or his or her staff, or the Governor or his counsel or staff of the Governor or his counsel, or consider ex parte communications or other communications made to the Senator outside the presence of the parties concerning the impeachment pending before the Senate, except that:

(1) If circumstances require, ex parte communications for scheduling, administrative purposes, or emergencies that do not deal with substantive matters or issues on the merits are authorized if (i) the Senator reasonably believes that no party will gain a procedural or tactical advantage as a result of the ex parte communication and (ii) the Senator makes provision promptly to notify all other parties of the substance of the ex parte communication and allows an opportunity to respond.

(2) A Senator may consult with other Senators or Senate staff whose function is to aid the Senator in carrying out the Senator's responsibilities.

(3) The President, Minority Leader, or any one or more Senators designated by the President or Minority Leader may confer with the House Prosecutor or his or her staff, the Governor or his counsel or staff of the Governor or his counsel, or both in an effort to mediate or settle matters pending before the Senate.

(d) A Senator should abstain from publicly speculating on issues pertaining to the impeachment trial proceedings pending before the Senate, including the weight or credibility of testimony or other evidence, the evidence that may be presented by the parties, and how the Senator may vote on the evidentiary matters and the final verdict. Senators should require similar abstention on the part of Senate staff subject to the Senator's direction and control. Senators or authorized Senate staff may make public statements regarding their other official duties or explain the procedure of the Senate for public information purposes.

(e) The House Prosecutor and his or her staff must abstain from publicly commenting on issues pertaining to the impeachment trial proceedings while those proceedings are pending before the Senate.

**Rule 14. Sufficiency of articles of impeachment.** Any motion to dismiss or challenge the sufficiency of articles of impeachment must be submitted, in writing, to the Chief Justice on the day set for the commencement of the trial on the articles or as permitted by resolution adopted by the Senate. Argument on any motion challenging the sufficiency of the articles shall not exceed 15 minutes, unless extended by a resolution of the Senate, by unanimous consent of the Senate, or by a majority of those elected to the Senate by record vote. If the objection to the sufficiency of any article is not sustained by a record vote of a majority of those elected to the Senate, the trial shall proceed with respect to that article.

**Rule 15. Subpoena of witnesses, documents, or other materials; requests to admit additional evidence.**

(a) Requests for subpoenas for witnesses, documents, or other materials may be made by the House Prosecutor or by the Governor or his counsel in the form of a verified written motion submitted to the Chief Justice, and a copy provided to the Secretary. The motion must incorporate a showing that the subpoena is reasonably required to obtain information that cannot be obtained through voluntary requests for information.

(1) A motion for a subpoena for witness testimony must contain the name, address, and telephone number of the witness, a description of the subject matter of the testimony, an explanation of why the testimony is relevant, material, and not redundant and must indicate when the party seeks to have the witness testify before the Senate.

(2) A motion for subpoena duces tecum must specify the documents or other materials to be produced and the material or relevant facts to be proved by them.

(3) The Chief Justice shall submit all motions made under this subsection (a) to the Senate for its decision. A motion made under this subsection (a) is deemed granted only if the motion is sustained by a majority of those elected to the Senate by record vote.

(4) If a motion made under this subsection (a) is granted to subpoena a witness to testify before the Senate, then that witness shall testify in the manner provided in Impeachment Rule 22.

(5) If a motion made under this subsection (a) is granted to issue a subpoena duces

tecum and the moving party seeks the admission of any produced documents or other materials as evidence, then the moving party must submit a request pursuant to subsection (b) of this Impeachment Rule.

(b) Requests for the admission of any evidence, including evidence not in the House impeachment record, may be made by the House Prosecutor or by the Governor or his counsel in the form of a verified written motion submitted to the Chief Justice, and a copy provided to the Secretary.

(1) A motion seeking the admission of additional witness testimony must contain the name, address, and telephone number of the witness, a description of the subject matter of the testimony, and an explanation of why the testimony is relevant, material, and not redundant.

(2) A motion seeking the admission of documents or other materials must describe and produce the proffered evidence and must explain why the documents or other materials are relevant, material, and not redundant.

(3) The Chief Justice shall submit all motions made under this subsection (b) to the Senate for its decision. A motion made under this subsection (b) is deemed granted only if the motion is sustained by a majority of those elected to the Senate by record vote. If a motion is sustained with respect to the admission of additional witness testimony, then the Senate shall proceed to hear the testimony in the manner set forth in Impeachment Rule 22. If a motion is sustained with respect to the admission of documents or other materials, then the documents or other materials shall be deemed admitted as evidence in the trial of impeachment before the Senate.

(4) For purposes of this subsection (b), the term "House impeachment record" has the same meaning as defined in Impeachment Rule 1 and consists of the documents and other materials filed by the House Prosecutor pursuant to Impeachment Rule 3.

(c) A party submitting a motion under this Impeachment Rule must, simultaneously with filing the request with the Chief Justice, serve a copy of the request on the opposing party. The non-moving party may object to a request made under this Impeachment Rule by filing objections in writing with the Chief Justice and the Secretary and by serving a copy on the moving party. The non-moving party has 24 hours from the time of that party's receipt of service of the request to file objections, unless directed otherwise by Senate resolution or additional time is granted by either unanimous consent of the Senate or a record vote of a majority of those elected to the Senate.

(d) Requests made under subsections (a) and (b) of this Impeachment Rule shall not be combined into one verified motion, but each must be submitted on a stand-alone basis. Requests made under this Rule are in order only as permitted by resolution of the Senate, by unanimous consent of the Senate, or by a record vote of a majority of those elected to the Senate.

(e) Arguments on any request made under this Rule must be authorized, and time limits shall be determined, by resolution of the Senate, by unanimous consent of the Senate, or by a record vote of a majority of those elected to the Senate.

(f) It is never in order to request a subpoena for the testimony of any person or for the production of documents or other materials from that person if the U.S. Attorney for the Northern District of Illinois has indicated that the person's testimony, or inquiry into the subject matter of that person's testimony, could compromise the U.S. Attorney's criminal investigation of Rod R. Blagojevich, as exemplified by, but not limited to, exhibits 10, 24, and 30 of the House impeachment record, unless the U.S. Attorney subsequently indicates otherwise.

(g) A request made under this Rule is not redundant merely because the request relates to witness testimony or documents or other materials already contained, in whole or in part, in the House impeachment record.

**Rule 16. Opening statements and closing arguments.**

(a) After preliminary motions are heard, the House Prosecutor may make an opening statement not to exceed 30 minutes. The Governor or his counsel may then make an opening statement not to exceed 30 minutes.

(b) The House Prosecutor shall proceed to present the case for impeachment. The Governor or his counsel shall then be provided the opportunity to present evidence relevant to the articles of impeachment as provided by these Impeachment Rules. The House Prosecutor shall have an opportunity to present any rebuttal.

(c) Closing arguments shall follow the presentation of all evidence to the Senate sitting as an impeachment tribunal. The House Prosecutor shall have 60 minutes to present a closing argument. The Governor or his counsel shall have 90 minutes to present a closing argument. The House Prosecutor shall then have an additional 30 minutes to present any rebuttal argument. On motion of either party before

closing argument, the time for closing argument may be extended by unanimous consent or a record vote of the majority of those elected to the Senate. The argument shall be opened and closed by the House Prosecutor.

**Rule 17. Senate Rules; applicability.** The Senate Rules, unless otherwise provided for by law, govern the Senate while it sits for the purpose of trying an impeachment. If any Senate Rule conflicts with these Impeachment Rules, then these Impeachment Rules control.

**Rule 18. Time of trial.** The hour of the day at which the Senate shall sit upon the trial of an impeachment is 12 noon, unless otherwise directed by the President, and when that hour arrives, the President shall direct that the Senate resolve itself to sit as an impeachment tribunal, and the business of the trial shall proceed and shall be presided over by the Chief Justice. While the Senate is sitting as an impeachment tribunal, no other business than business related to the impeachment trial is in order. The adjournment of the Senate sitting as an impeachment tribunal does not operate as an adjournment of the Senate; but on that adjournment the Senate may resume the consideration of its legislative and executive business.

**Rule 19. Secretary as custodian of all impeachment records.**

(a) The Secretary shall record impeachment trial proceedings in the same manner as the recording of legislative proceedings. Impeachment proceedings shall be journalized and reported in the same manner as legislative proceedings of the Senate. The Secretary shall cause a record to be made of all proceedings before the Senate while sitting for the purpose of trying an impeachment, including a verbatim transcript, and shall provide for receipt and secure permanent maintenance of all subpoenas, precepts, documents, records, books, papers, pleadings, motions, and exhibits presented to or received by the Senate in impeachment trial proceedings.

(b) The Secretary shall provide copies of all documents and other materials filed in the proceedings to the majority caucus and minority caucus in hard copy or electronic format. The Secretary shall specify the electronic format of documents and other materials filed by the parties under these Rules.

**Rule 20. Counsel for parties.** The House Prosecutor and his or her staff and counsel for the Governor and his or her staff shall be admitted to appear and be heard upon an impeachment trial.

**Rule 21. Presentation of questions, motions, and other matters; votes on motions, requests, and other matters.**

(a) All motions, objections, requests, or other matters pertaining to procedure, to the articles of impeachment, or to the impeachment trial, including questions with respect to the admissibility of evidence, made orally or in writing by the House Prosecutor or the Governor or his counsel, shall be addressed only to the Chief Justice. If made orally and the Chief Justice or any Senator so requests, it shall be reduced to writing and read at the Secretary's desk. If made in writing, it shall be in a format as required by the Secretary and shall be filed with the Secretary.

(b) The Chief Justice shall submit to the Senate for its decision all motions, requests, or other matters pertaining to procedure, to the articles of impeachment, or to the impeachment trial, made orally or in writing by the House Prosecutor or the Governor or his counsel. The Senate shall decide those motions, requests, or other matters by a record vote of a majority of those elected to the Senate. Evidentiary objections shall be determined under Impeachment Rule 8.

(c) Senators shall direct to the Chief Justice all oral or written motions, requests, or other matters pertaining to procedure, to the articles of impeachment, or to the impeachment trial, including requests that the Senate override rulings of the Chief Justice on objections to evidence. Any motion, request, or other matter may be acted upon without objection. If objection is made by any Senator, then the motion, request, or other matter shall be decided by a record vote of a majority of those elected to the Senate. The vote on the motion, request, or other matter shall be without debate, unless a Senator requests that the doors be closed for deliberation pursuant to Rule 23. When the doors are closed for deliberation as an impeachment tribunal, the President shall preside and deliberations and debate shall be conducted in accordance with Senate Rules.

**Rule 22. Witness examination and presentation of trial exhibits; questions by Senators.**

(a) Before any witness may give testimony, the Secretary shall administer to the witness the following oath: "I do solemnly swear (or affirm) that the testimony I am about to give in this matter is the truth, the whole truth, and nothing but the truth."

(b) Each witness shall be examined by one person on behalf of the party producing that witness and then cross-examined by one person on the other side. The Chief Justice shall permit redirect examination and may permit re-cross examination.

(c) After completion of questioning by the House Prosecutor and the Governor or his counsel, any

Senator desiring to question a witness shall be permitted to do so by reducing his or her question to writing and by submitting it to the Secretary. Questions submitted shall be asked by the Chief Justice. If any objection to a Senator's question is raised by the House Prosecutor, the Governor, his counsel, or a Senator, then the objection shall be ruled upon in the same manner as set forth in Impeachment Rule 8. There shall be no colloquy or debate by or among the Senators on the question posed.

(d) Copies of all documents and other materials intended to be relied upon or entered into evidence and the name, address, and telephone number of any witness permitted to testify before the Senate pursuant to Impeachment Rule 15 shall be filed with the Secretary, and a copy shall also be provided to all counsel, at least 72 hours before the use of the document or other material or the testimony of the witness, unless specified otherwise by Senate Resolution or by motion under Impeachment Rule 21.

**Rule 23. Sessions; open or closed.**

(a) At all times while the Senate is sitting upon the trial of an impeachment, the doors of the Senate and the Senate galleries shall be kept open, unless the Senate directs the doors to be closed while deliberating upon its decisions. A motion to close the doors may be made by any member of the Senate, and the motion shall be deemed granted only if sustained by two-thirds of those elected to the Senate by record vote.

(b) By granting a motion under subsection (a), the Senate finds that it is in the public interest for the Senate, as provided in Section 5(c) of Article IV of the Constitution, to conduct deliberations and debate on impeachment matters in closed session.

**Rule 24. Final verdict and judgment.**

(a) After closing arguments, the Senate sitting as an impeachment tribunal shall take a separate record vote on each article of impeachment against Rod R. Blagojevich. If there is more than one article of impeachment, then a record vote shall be taken on each article in the order that it appears in the articles of impeachment. If an article of impeachment is not sustained by two-thirds of those elected to the Senate, then a record vote shall proceed to be taken on the article next appearing in the articles of impeachment. If an article of impeachment is sustained by two-thirds of those elected to the Senate, then the Senate need not take a record vote on any remaining articles of impeachment.

(b) If a Senator has not, for a particular article of impeachment, heard a substantial portion of the testimony and evidence or reviewed the transcripts of those portions of the testimony or evidence that the Senator did not hear, then that Senator may not vote on that particular article of impeachment.

(c) The Chief Justice shall state the question on each article of impeachment as follows: "Shall the Senate sustain the \_\_\_\_\_ article of impeachment against Governor Rod R. Blagojevich and remove him from the office of Governor?" Each Senator, as his or her name is called, shall rise in his or her place and answer "Yes" or "No". An article of impeachment and the question put to the Senate is not divisible for the purpose of voting thereon at any time during the trial.

(d) If no article of impeachment is sustained by the Senate, then a judgment of acquittal shall be pronounced by the Chief Justice and entered upon the Journal.

(e) If two-thirds of those elected to the Senate sustain any one or more articles of impeachment by record vote, then the Chief Justice shall pronounce judgment of conviction against Rod R. Blagojevich. The Chief Justice shall also pronounce in the judgment that Rod R. Blagojevich is thereby removed from the office of Governor. The Secretary shall enter the judgment upon the Journal.

(f) If judgment of conviction is entered, a record vote may, upon motion of any Senator, be taken on the question of whether Rod R. Blagojevich shall be disqualified from holding any public office of this State in the future. The Chief Justice shall state the question as follows: "Shall Rod R. Blagojevich be disqualified from holding any future public office in this State?" Each Senator, as his or her name is called, shall rise in his or her place and answer "Yes" or "No". If two-thirds of those elected to the Senate vote in favor of disqualification, then judgment of disqualification shall be pronounced by the Chief Justice and entered upon the Journal. If two-thirds of those elected to the Senate do not vote in favor of disqualification, then the Chief Justice shall state that the question is lost, which shall be entered upon the Journal.

(g) A motion to reconsider the vote by which any article of impeachment is sustained or rejected is never in order. A motion to reconsider the vote by which disqualification is sustained or rejected is also never in order.

(h) Upon conclusion of all impeachment matters, the Chief Justice shall adjourn the Senate *sine die* as an impeachment tribunal.

**Rule 25. Other time periods.** If the Senate at any time fails to sit for the consideration of articles of impeachment at a scheduled day or hour, then the President may fix a day and hour for the Senate to resume its consideration.

**Rule 26. Amendments to and suspension of Impeachment Rules.** These Impeachment Rules may be



suspended or amended by two-thirds of those elected to the Senate by record vote.

#### APPENDIX-FORMS

**Form 1.** Senate acknowledgement receipt; articles of impeachment and House impeachment record.

I, (name), Secretary of the Senate, have received this \_\_\_\_ day of \_\_\_\_\_, 2009: (1) the articles of impeachment and (2) the House impeachment record. The House impeachment record consists of the documents and other materials itemized on the attached list.

\_\_\_\_\_  
Secretary of the Senate

**Form 2.** Letter acknowledging the Senate is prepared to commence hearings.

To the Honorable Speaker of the House of Representatives

As provided in the Senate Impeachment Rules, the Senate is prepared to take proper order on the subject of the impeachment of Governor Rod R. Blagojevich, who has been summoned to file an appearance with the Senate on \_\_\_\_\_, 2009, at the hour of \_\_\_\_\_ in the Senate Chamber and to answer the articles of impeachment. The House Prosecutor may file with the Secretary of the Senate a reply to the answer filed by the Governor on or before \_\_\_\_\_ 2009, at the hour of \_\_\_\_\_.

Senate floor privileges will be extended to Senators, staff of the Senate President and Senate Minority Leader, the House Prosecutor and his or her and staff, the Chief Justice and his staff, Rod R. Blagojevich and his counsel, and those with proper identification as directed by the Senate President and issued by the Secretary of the Senate.

\_\_\_\_\_  
Secretary of the Senate

cc: Members of the House Special Investigative Committee by individual name

**Form 3.** Command to Sergeant-at-Arms to serve summons on Rod R. Blagojevich.

To the Sergeant-at-Arms of the Senate:

You are hereby commanded to deliver and leave with Governor Rod R. Blagojevich, if conveniently to be found, or if not, to leave with a person over the age of 21 at his residence or at the Governor's office in the State Capitol or in the James R. Thompson Center, or to serve by news article or publication at least once in a newspaper of general circulation in Illinois, a true and attested copy of the within writ of summons, together with a like copy of this order; and in whichever way you perform the service let it be done at least 2 days before the appearance day mentioned in the summons.

Fail not, and make return of this writ of summons, with your proceedings thereon endorsed, on or before the appearance day mentioned in the summons.

Witness this \_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
President of the Senate

Attested: \_\_\_\_\_  
Secretary of the Senate

**Form 4.** Form of Summons to be served upon Rod R. Blagojevich.

The Senate of the State of Illinois to Governor Rod R. Blagojevich:

Whereas, the Illinois House of Representatives on the \_\_\_\_ day of \_\_\_\_\_, 2009 exhibited to the Senate articles of impeachment against you as follows:

(INSERT ARTICLES OF IMPEACHMENT)

and demands that you, Rod R. Blagojevich, should be put to answer the accusations as set forth in the those articles of impeachment and such proceedings, examinations, trials, and judgments might be had thereupon as are agreeable to law and justice.

You, Rod R. Blagojevich, are therefore summoned to file an appearance with the Senate of the State of

Illinois at its chamber in the city of Springfield, on the \_\_\_\_\_ day of \_\_\_\_\_, 2009 at the hour of \_\_\_\_\_, and at that time file an answer to the articles of impeachment. You are commanded to abide by, obey, and perform such orders, directions, and judgments as the Senate of the State of Illinois shall make in the premises according to the Constitution and laws of the State of Illinois.

Witness this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
President of the Senate                      Attested: \_\_\_\_\_  
Secretary of the Senate

**Form 5.** Form of subpoena for testimony and production of documents.

The Senate of the State of Illinois to:

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

CITY: \_\_\_\_\_

YOU ARE COMMANDED to (appear to testify before / deliver documents or other materials to / appear to testify before and deliver documents and other materials to) the Senate of the State of Illinois at the Senate chamber in Springfield, Sangamon County, Illinois on the \_\_\_\_\_ day of \_\_\_\_\_, 2009 at the hour of \_\_\_\_\_ in the matter of the impeachment trial of Governor Rod R. Blagojevich now pending before the Senate.

YOU ARE COMMANDED to bring the following:  
(list documents or other materials)

in your possession or control.

**YOUR FAILURE TO RESPOND TO THIS SUBPOENA WILL SUBJECT YOU TO ARREST AND PUNISHMENT AS PROVIDED BY THE ILLINOIS CONSTITUTION, THE STATUTES OF ILLINOIS, AND THE RULES OF THE SENATE.**

Witness this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
President of the Senate                      Attested: \_\_\_\_\_  
Secretary of the Senate

**Form 6.** Form of direction for the service of subpoena.

The Senate of the State of Illinois to \_\_\_\_\_:

You are hereby commanded to serve and return the within subpoena according to law.

Witness this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
President of the Senate                      Attested: \_\_\_\_\_  
Secretary of the Senate

Adopted by the Senate, January 14, 2009.

Deborah Shipley, Secretary of the Senate

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

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Resolution:

SENATE RESOLUTION NO. 7

WHEREAS, The House Prosecutor has exhibited an article of impeachment against Governor Rod R. Blagojevich and has filed the House impeachment record with the Secretary; and

WHEREAS, The impeachment trial of Governor Rod R. Blagojevich is now pending before the Senate; and

WHEREAS, An initial schedule for those proceedings should be established; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the following schedule for the impeachment trial of Governor Rod R. Blagojevich is established, subject to revision by the President or as otherwise provided in the Senate Impeachment Rules: Wednesday, January 14, 2009:

\*Issuance of summons to Governor Rod R. Blagojevich.

Saturday, January 17, 2009:

\*(12:00 noon) Governor to file his appearance and answer to article of impeachment.

Tuesday, January 20, 2009:

\*(4:00 p.m.) Governor to file motion to dismiss, if any, under Senate Impeachment Rule 14.

\*(4:00 p.m.) House Prosecutor to file reply to Governor's answer to article of impeachment.

Wednesday, January 21, 2009:

\*(4:00 p.m.) All parties to file requests, if any, under Senate Impeachment Rule 15.

Friday, January 23, 2009:

\*(4:00 p.m.) House Prosecutor to file response to any motion to dismiss under Senate Impeachment Rule 14.

Saturday, January 24, 2009:

\*(10:00 a.m.) All parties to file responses to requests, if any, under Senate Impeachment Rule 15.

Monday, January 26, 2009 and thereafter, as scheduled by the President or as otherwise provided under the Senate Impeachment Rules:

\*(12:00 noon) Senate convenes as an impeachment tribunal.

\*Argument by Governor on any motion to dismiss under Senate Impeachment Rule 14 (30 minutes including any rebuttal).

\*Argument by House Prosecutor on any motion to dismiss under Senate Impeachment Rule 14 (30 minutes).

\*Rebuttal argument by Governor on motion to dismiss under Senate Impeachment Rule 14 (balance of 30 minutes).

\*Senators' questions concerning any motion to dismiss under Senate Impeachment Rule 14.

\*Senate vote on any motion to dismiss under Senate Impeachment Rule 14.

\*Argument by House Prosecutor on any requests under Senate Impeachment Rule 15 (30 minutes including any rebuttal).

\*Argument by Governor on any requests under Senate Impeachment Rule 15 (30 minutes including any rebuttal).

\*Rebuttal argument by House Prosecutor and then by Governor on their respective requests under Senate Impeachment Rule 15 (balance of each's respective 30 minutes).

\*Senators' questions concerning any requests under Senate Impeachment Rule 15.

\*Senate vote on any requests under Senate Impeachment Rule 15.

\*House Prosecutor's opening statement (30 minutes).

\*Governor's opening statement (30 minutes).

\*Presentation of prosecution by House Prosecutor.

\*Presentation of defense by Governor.

\*Presentation of rebuttal by House Prosecutor.

\*Closing argument by House Prosecutor (60 minutes).

\*Closing argument by Governor (90 minutes).

\*Closing rebuttal argument by House Prosecutor (30 minutes).

\*Senate vote on article of impeachment.

[January 14, 2009]

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Adopted by the Senate, January 14, 2009.

Deborah Shipley, Secretary of the Senate

At the hour of 5:55 o'clock p.m., the House Perfunctory Session adjourned.