



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-THIRD GENERAL ASSEMBLY

45TH LEGISLATIVE DAY

WEDNESDAY, MAY 14, 2003

12:40 O'CLOCK P.M.

SENATE
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45th Legislative Day

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HB 3266	First Reading	44
HB 3267	First Reading	44
HB 3268	First Reading	44
HB 3269	First Reading	44
HB 3270	First Reading	44
HB 3271	First Reading	45
HB 3452	First Reading	45
HB 3487	First Reading	45
HB 3610	First Reading	45
HB 3636	First Reading	45
HB 3656	First Reading	45
HB 3671	First Reading	45
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The Senate met pursuant to adjournment.
Senator Patrick Welch, Peru, Illinois presiding.
Prayer by Dr. Lonnie Lee, Westminster Presbyterian Church, Springfield, Illinois.
Senator Link led the Senate in the Pledge of Allegiance.

The Journal of Monday, May 12, 2003, was being read when on motion of Senator Woolard further reading of same was dispensed with and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

The Journal of Tuesday, May 13, 2003, was being read when on motion of Senator Woolard further reading of same was dispensed with and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

JOINT ACTION MOTION FILED

The following Joint Action Motions to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Rules:

Motion to Concur in House Amendment 1 to Senate Bill 272

Motion to Concur in House Amendments 1 and 2 to Senate Bill 881

LEGISLATIVE MEASURES FILED

The following Floor amendments to the House Bills listed below have been filed with the Secretary, and referred to the Committee on Rules:

Senate Floor Amendment No. 2 to House Bill 43
Senate Floor Amendment No. 3 to House Bill 235
Senate Floor Amendment No. 2 to House Bill 702
Senate Floor Amendment No. 1 to House Bill 988
Senate Floor Amendment No. 2 to House Bill 1475
Senate Floor Amendment No. 4 to House Bill 2136
Senate Floor Amendment No. 3 to House Bill 2549
Senate Floor Amendment No. 1 to House Bill 2572
Senate Floor Amendment No. 2 to House Bill 2685

The following Floor amendment to the Senate Resolution listed below has been filed with the Secretary, and referred to the Committee on Rules:

Senate Floor Amendment No. 1 to Senate Resolution 139

REPORT FROM STANDING COMMITTEE

Senator del Valle, Chairperson of the Committee on Education to which was referred the following Senate floor amendments reported that the Committee recommends that they be adopted:

Senate Amendment No. 3 to House Bill 430
Senate Amendment No. 1 to House Bill 764
Senate Amendment No. 2 to House Bill 2352

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Jacobs, Chairperson of the Committee on Insurance and Pensions to which was referred the following Senate floor amendments reported that the Committee recommends that they be adopted:

Senate Amendment No. 1 to House Bill 1074
Senate Amendment No. 5 to House Bill 3661
Senate Amendment No. 6 to House Bill 3661

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Trotter, Chairperson of the Committee on Appropriations I to which was referred the following Senate floor amendment reported that the Committee recommends that it be adopted:

Senate Amendment No. 1 to House Bill 2730

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

Senator Haine, Chairperson of the Committee on Local Government to which was referred the following Senate floor amendments reported that the Committee recommends that they be adopted:

Senate Amendment No. 2 to House Bill 1514
Senate Amendment No. 1 to House Bill 3231
Senate Amendment No. 1 to House Bill 3402
Senate Amendment No. 2 to House Bill 3411
Senate Amendment No. 1 to House Bill 3530

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Clayborne, Chairperson of the Committee on Environment and Energy to which was referred the following Senate floor amendment reported that the Committee recommends that it be adopted:

Senate Amendment No. 1 to House Bill 910

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

Senator Cullerton and Senator Dillard, Co-Chairpersons of the Committee on Judiciary to which was referred the following Senate floor amendments reported that the Committee recommends that they be approved for consideration:

Senate Amendment No. 1 to House Bill 564
Senate Amendment No. 2 to House Bill 570
Senate Amendment No. 3 to House Bill 1382
Senate Amendment No. 1 to House Bill 1487
Senate Amendment No. 3 to House Bill 1632
Senate Amendment No. 4 to House Bill 2391
Senate Amendment No. 1 to House Bill 2524
Senate Amendment No. 1 to House Bill 2843
Senate Amendment No. 1 to House Bill 2860
Senate Amendment No. 2 to House Bill 3486
Senate Amendment No. 3 to House Bill 3528
Senate Amendment No. 2 to House Bill 3556

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

A message from the House by
Mr. Rossi, Clerk:

[May 14, 2003]

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 680

A bill for AN ACT concerning immigrant assistance.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 680

Passed the House, as amended, May 13, 2003.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 680

AMENDMENT NO. 1. Amend Senate Bill 680 on page 1, by replacing lines 7 through 23 with the following:

"Sec. 6.6. Immigrant Assistance Program.

(a) Purpose and policy. The immigrant population of the State of Illinois constitutes a significant portion of the population of the State. These immigrants often require assistance in order to obtain the government services to which they are entitled under the law. It is imperative that State government is aware of the needs of the State's immigrant community and sensitive to the barriers that may prevent them from seeking and obtaining services. The Office of the Attorney General should be equipped to assist immigrants by increasing accessibility to the Office and providing outreach services to the community, which will serve to educate immigrants as to their rights and responsibilities as residents of the State.

(b) Immigrant Assistance Program. Within the Office of the Attorney General, there shall be established an Immigrant Assistance Program, which shall be charged with the responsibility of assessing the needs of the State's immigrant community with regard to access to government and other services. In addition, the Immigrant Assistance Program shall be empowered to provide education and outreach services to the immigrant community of the State, subject to funding availability. These services may include, but are not limited to, consumer issues, civil rights issues, employee rights, and other issues of particular interest to the immigrant communities in the State."

Under the rules, the foregoing **Senate Bill No. 680**, with House Amendment No. 1 was referred to the Secretary's Desk.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 686

A bill for AN ACT in relation to criminal law.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 686

Passed the House, as amended, May 13, 2003.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 686

AMENDMENT NO. 1. Amend Senate Bill 686 as follows:

on page 8, line 9, by inserting "firearms," after "firearm"; and
on page 8, line 11, by inserting ", firearms," after "devices"; and
on page 8, line 14, by inserting ", firearms," after "devices".

Under the rules, the foregoing **Senate Bill No. 686**, with House Amendment No. 1 was referred to the Secretary's Desk.

[May 14, 2003]

A message from the House by
Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 881

A bill for AN ACT in relation to taxes.

Together with the following amendmets which are attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 881

House Amendment No. 2 to SENATE BILL NO. 881

Passed the House, as amended, May 13, 2003.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 881

AMENDMENT NO. 1. Amend Senate Bill 881 on page 1, line 7, by replacing "Leukemia" with "Leukemia, lymphoma, and myeloma"; and on page 1, line 10, by replacing "leukemia" with "leukemia, lymphoma, and myeloma".

AMENDMENT NO. 2 TO SENATE BILL 881

AMENDMENT NO. 2. Amend Senate Bill 881, AS AMENDED, by replacing Section 5 with the following:

"Section 5. The Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois is amended by adding Section 2310-357 as follows:

(20 ILCS 2310/2310-357 new)

Sec. 2310-357. Leukemia, lymphoma, and myeloma grants. The Department of Public Health may make grants to public and private hospitals, medical centers, medical schools, and other organizations for education on and treatment of leukemia, lymphoma, and myeloma from appropriations to the Department from the Leukemia Treatment and Education Fund, a special fund created in the State treasury."

Under the rules, the foregoing **Senate Bill No. 881**, with House Amendments numbered 1 and 2 was referred to the Secretary's Desk.

A message from the House by
Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of bills of the following titles, to-wit:

SENATE BILL NO. 110

A bill for AN ACT concerning child care facilities.

SENATE BILL NO. 387

A bill for AN ACT in relation to criminal law.

SENATE BILL NO. 402

A bill for AN ACT concerning health care facilities.

SENATE BILL NO. 406

A bill for AN ACT in relation to criminal law.

SENATE BILL NO. 423

A bill for AN ACT in relation to the expungement and sealing of arrest and court records.

SENATE BILL NO. 424

A bill for AN ACT in relation to criminal law.

SENATE BILL NO. 490

A bill for AN ACT regarding schools.

SENATE BILL NO. 533

A bill for AN ACT concerning education.

SENATE BILL NO. 564

[May 14, 2003]

A bill for AN ACT concerning education.

SENATE BILL NO. 565

A bill for AN ACT relating to young children's learning and development.

SENATE BILL NO. 618

A bill for AN ACT regarding education.

SENATE BILL NO. 880

A bill for AN ACT in relation to hypodermic syringes and needles.

Passed the House, May 13, 2003.

ANTHONY D. ROSSI, Clerk of the House

INTRODUCTION OF BILLS

SENATE BILL NO. 2087. Introduced by Senator Lauzen, a bill for AN ACT concerning unemployment insurance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 47, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 93, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 198, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 314, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 315, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 339, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 343, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 370, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 371, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 486, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 494, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1099, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

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House Bill No. 1746, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1748, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1749, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1752, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1753, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1754, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1756, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1757, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1758, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1759, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1760, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1761, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1762, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1763, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1764, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1765, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1766, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1767, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1768, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1894, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1895, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1896, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1897, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1898, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1899, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1900, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1901, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1902, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1903, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1904, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1905, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1906, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1907, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1908, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1909, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1910, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

REPORT FROM RULES COMMITTEE

Senator Demuzio, Chairperson of the Committee on Rules, during its May 14, 2003 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Appropriations II: **Senate Floor Amendment No. 2 to House Bill 2685.**

[May 14, 2003]

Executive: **Senate Floor Amendment No. 2 to House Bill 43; Senate Floor Amendment No. 1 to House Bill 558; Senate Floor Amendment No. 2 to House Bill 702; Senate Floor Amendment No. 1 to House Bill 860; Senate Floor Amendment No. 1 to House Bill 988; Senate Floor Amendment No. 2 to House Bill 1475; Senate Floor Amendment No. 3 to House Bill 2549; Senate Floor Amendment No. 1 to House Bill 2572; Senate Floor Amendment No. 2 to House Bill 3091.**

Labor and Commerce: **Senate Floor Amendment No. 3 to House Bill 235.**

REPORT FROM STANDING COMMITTEE

Senator Obama, Chairperson of the Committee on Health and Human Services to which was referred the following Senate floor amendments reported that the Committee recommends that they be adopted:

**Senate Amendment No. 2 to House Bill 88
Senate Amendment No. 2 to House Bill 211
Senate Amendment No. 4 to House Bill 294
Senate Amendment No. 1 to House Bill 414
Senate Amendment No. 1 to House Bill 690
Senate Amendment No. 2 to House Bill 691
Senate Amendment No. 2 to House Bill 696
Senate Amendment No. 2 to House Bill 784
Senate Amendment No. 1 to House Bill 816
Senate Amendment No. 3 to House Bill 2136
Senate Amendment No. 1 to House Bill 2579
Senate Amendment No. 1 to House Bill 3023
Senate Amendment No. 2 to Senate Bill 996**

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

COMMITTEE MEETING ANNOUNCEMENTS

Senator Silverstein, Chairperson of the Committee on Executive announced that the Executive Committee will meet today in Room 212 Capitol Building, at 2:15 o'clock p.m.

Senator Link, Chairperson of the Committee on Revenue announced that the Revenue Committee will meet today in Room 400 Capitol Building, at 2:00 o'clock p.m.

Senator Woolard, Chairperson of the Committee on State Government announced that the State Government Committee will meet today in Room A-1 Stratton Building, at 2:00 o'clock p.m.

Senator Maloney, Vice-Chairperson of the Committee on Labor and Commerce announced that the Labor and Commerce Committee will meet today in Room 400 Capitol Building, at 4:00 o'clock p.m.

Senator Crotty, Vice-Chairperson of the Committee on Licensed Activities announced that the Licensed Activities Committee will meet today in Room A-1 Stratton Building, at 4:00 o'clock p.m.

Senator Cullerton, Member of the Committee on Financial Institutions announced that the Financial Institutions Committee will meet today in Room 400 Capitol Building, at 4:30 o'clock p.m.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 1911, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1912, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

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House Bill No. 1913, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1914, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1915, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1916, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1917, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1918, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1919, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1920, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1921, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1922, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1923, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1926, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1927, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1928, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1931, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1932, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1933, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1934, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1935, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

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House Bill No. 2459, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2601, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2782, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2786, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2873, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2932, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2956, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2971, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2975, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2976, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3003, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3009, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3045, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3050, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3078, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3115, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3127, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3190, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3198, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

[May 14, 2003]

House Bill No. 3271, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3452, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3487, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3610, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3636, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3656, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3671, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3676, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3677, sponsored by Senator E. Jones was taken up, read by title a first time and referred to the Committee on Rules.

PRESENTATION OF RESOLUTION

SENATE RESOLUTION 151

Offered by Senator Harmon and all Senators
Mourns the death of Margaret "Peg" Pedersen of Franklin Park

By unanimous consent, the foregoing resolution was referred to the Resolutions Consent Calendar.

LEGISLATIVE MEASURES FILED

The following Floor amendments to the House Bills listed below have been filed with the Secretary, and referred to the Committee on Rules:

Senate Floor Amendment No. 1 to House Bill 6
Senate Floor Amendment No. 1 to House Bill 467
Senate Floor Amendment No. 1 to House Bill 625
Senate Floor Amendment No. 1 to House Bill 917
Senate Floor Amendment No. 3 to House Bill 1281

COMMITTEE MEETING ANNOUNCEMENT

Senator Welch, Chairperson of the Committee on Appropriations II announced that the Appropriations II Committee will meet today in Room 212 Capitol Building, at 4:00 o'clock p.m.

At the hour of 1:30 o'clock p.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

[May 14, 2003]

AFTER RECESS

At the hour of 6:20 o'clock p.m., the Senate resumed consideration of business.
 Senator Viverito, presiding.

REPORTS FROM STANDING COMMITTEES

Senator Woolard, Chairperson of the Committee on State Government to which was referred the following Senate floor amendments reported that the Committee recommends that they be adopted:

Senate Floor Amendment No. 1 to House Bill 1032
 Senate Floor Amendment No. 1 to House Bill 3142

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Link, Chairperson of the Committee on Revenue to which was referred the following Senate floor amendment reported that the Committee recommends that it be adopted:

Senate Floor Amendment No. 1 to House Bill 2855

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

Senator Ronen, Chairperson of the Committee on Labor and Commerce to which was referred the following Senate floor amendments reported that the Committee recommends that they be adopted:

Senate Floor Amendment No. 3 to House Bill 235
 Senate Floor Amendment No. 2 to House Bill 3398

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Munoz, Chairperson of the Committee on Licensed Activities to which was referred the following Senate floor amendment reported that the Committee recommends that it be adopted:

Senate Floor Amendment No. 2 to House Bill 2864

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

Senator Silverstein, Chairperson of the Committee on Executive to which was referred the following Senate floor amendments reported that the Committee recommends that they be adopted:

Senate Amendment No. 2 to House Bill 43
 Senate Amendment No. 1 to House Bill 276
 Senate Amendment No. 1 to House Bill 558
 Senate Amendment No. 2 to House Bill 560
 Senate Amendment No. 1 to House Bill 572
 Senate Amendment No. 2 to House Bill 702
 Senate Amendment No. 1 to House Bill 715
 Senate Amendment No. 1 to House Bill 860
 Senate Amendment No. 1 to House Bill 876
 Senate Amendment No. 1 to House Bill 986
 Senate Amendment No. 1 to House Bill 988
 Senate Amendment No. 1 to House Bill 992
 Senate Amendment No. 1 to House Bill 1475
 Senate Amendment No. 2 to House Bill 1475
 Senate Amendment No. 1 to House Bill 2345
 Senate Amendment No. 3 to House Bill 2549
 Senate Amendment No. 1 to House Bill 2572

Senate Amendment No. 2 to House Bill 3091

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Silverstein, Chairperson of the Committee on Executive, to which was referred **Senate Joint Resolution No. 16** reported the same back with the recommendation that the resolutions be adopted.

Under the rules, **Senate Joint Resolution 16** was placed on the Secretary's Desk.

Senator Silverstein, Chairperson of the Committee on Executive, to which was referred **House Joint Resolution No. 30** reported the same back with the recommendation that the resolution be adopted.

Under the rules, **House Joint Resolution No. 30** was placed on the Secretary's Desk.

Senator Welch, Chairperson of the Committee on Appropriations II to which was referred the following Senate floor amendment reported that the Committee recommends that it be adopted:

Senate Amendment No. 2 to House Bill 2685

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

Senator Lightford, Chairperson of the Committee on Financial Institutions to which was referred the following Senate floor amendments reported that the Committee recommends that they be adopted:

Senate Floor Amendment No. 1 to House Bill 259
Senate Floor Amendment No. 1 to House Bill 1161
Senate Floor Amendment No. 2 to House Bill 2188

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

MESSAGES FROM THE HOUSE

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 263

A bill for AN ACT in relation to health.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 263

Passed the House, as amended, May 14, 2003.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 263

AMENDMENT NO. 1. Amend Senate Bill 263, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the Perinatal HIV Prevention Act.

Section 5. Definitions. In this Act:

"Health care professional" means a physician licensed to practice medicine in all its branches, a physician assistant who has been delegated the provision of health services by his or her supervising physician, or an advanced practice registered nurse who has a written collaborative agreement with a collaborating physician that authorizes the provision of health services.

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"Health care facility" or "facility" means any hospital or other institution that is licensed or otherwise authorized to deliver health care services.

"Health care services" means any prenatal medical care or labor or delivery services to a pregnant woman and her newborn infant, including hospitalization.

Section 10. HIV counseling and offer of HIV testing required.

(a) Every health care professional who provides health care services to a pregnant woman shall provide the woman with HIV counseling and offer HIV testing, unless she has already received an HIV test during pregnancy. HIV testing shall be provided with the woman's consent. A health care professional shall provide the counseling and offer the testing as early in the woman's pregnancy as possible. For women at continued risk of exposure to HIV infection in the judgment of the health care professional, a repeat test should be offered late in pregnancy. The counseling and offer of testing shall be documented in the woman's medical record.

(b) Every health care professional or facility that cares for a pregnant woman during labor or delivery shall provide the woman with HIV counseling and offer HIV testing. HIV testing shall be provided with the woman's consent. No counseling or offer of testing is required if already provided during the woman's pregnancy. The counseling and offer of testing shall be documented in the woman's medical record. Any testing or test results shall be documented in accordance with the AIDS Confidentiality Act.

(c) Every health care professional or facility caring for a newborn infant shall, upon delivery or within 48 hours after the infant's birth, provide counseling to the parent or guardian of the infant and perform HIV testing, when the HIV status of the infant's mother is unknown, if the parent or guardian does not refuse. The health care professional or facility shall document in the woman's medical record that counseling and the offer of testing were given, and that no written refusal was given.

(d) The counseling required under this Section must be provided in accordance with the AIDS Confidentiality Act and must include the following:

(1) The benefits of HIV testing for the pregnant woman, including the prevention of transmission.

(2) The benefit of HIV testing for the newborn infant, including interventions to prevent HIV transmission.

(3) The side effects of interventions to prevent HIV transmission.

(4) The statutory confidentiality provisions that relate to HIV and acquired immune deficiency syndrome ("AIDS") testing.

(5) The voluntary nature of the testing, including the opportunity to refuse testing of a newborn infant in writing.

(e) All counseling and testing must be performed in accordance with the standards set forth in the AIDS Confidentiality Act, with the exception of the requirement of consent for testing of newborn infants. Consent for testing of a newborn infant shall be presumed when a health care professional or health care facility seeks to perform a test on a newborn infant whose mother's HIV status is not known, provided that the counseling required under subsection (d) has taken place and the newborn infant's parent or guardian has not indicated in writing that he or she refuses to allow the newborn infant to receive HIV testing.

(f) The Illinois Department of Public Health shall adopt necessary rules to implement this Act.

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

Under the rules, the foregoing **Senate Bill No. 263**, with House Amendment No. 1 was referred to the Secretary's Desk.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 339

A bill for AN ACT concerning higher education.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 339

Passed the House, as amended, May 14, 2003.

ANTHONY D. ROSSI, Clerk of the House

[May 14, 2003]

AMENDMENT NO. 1 TO SENATE BILL 339

AMENDMENT NO. 1. Amend Senate Bill 339 on page 6, by replacing lines 26 through 33 with the following:

"(110 ILCS 947/52)

Sec. 52. Illinois Future Teacher Corps ~~TEACH Teacher Shortage Scholarship~~ Program.

(a) In order to encourage academically talented Illinois students, especially minority students, to pursue teaching careers, especially in teacher shortage disciplines (which shall be defined to include early childhood education) or at hard-to-staff schools (as defined by the Commission in consultation with the State Board of Education), the Commission shall, each year, receive and consider applications for scholarship assistance under this Section. An applicant is eligible for a scholarship under this Section when the Commission finds that the applicant is:

- (1) a United States citizen or eligible noncitizen;
- (2) a resident of Illinois;
- (3) a high school graduate or a person who has received a General Educational Development Certificate;
- (4) enrolled or accepted for enrollment at or above the junior level, on at least a half-time basis, at an Illinois institution of higher learning; and
- (5) pursuing a postsecondary course of study leading to initial certification ~~in a teacher shortage discipline~~ or pursuing additional course work needed to gain State Board of Education approval to teach, including alternative teacher certification, ~~in an approved specialized area in which a teacher shortage exists.~~

(b) Recipients shall be selected from among applicants qualified pursuant to subsection (a) based on a combination of the following criteria as set forth by the Commission: (1) academic excellence; (2) status as a minority student as defined in Section 50; and (3) financial need. Preference may be given to previous recipients of assistance under this Section, provided they continue to maintain eligibility and maintain satisfactory academic progress as determined by the institution of higher learning at which they enroll. ~~Preference may also be given to qualified applicants enrolled at or above the junior level.~~

(c) Each scholarship awarded under this Section shall be in an amount sufficient to pay the tuition and fees and room and board costs of the Illinois institution of higher learning at which the recipient is enrolled, up to an annual maximum of \$5,000; except that in the case of a recipient who does not reside on-campus at the institution of higher learning at which he or she is enrolled, the amount of the scholarship shall be sufficient to pay tuition and fee expenses and a commuter allowance, up to an annual maximum of \$5,000. For recipients who agree to teach in a teacher shortage discipline or at a hard-to-staff school under subsection (i) of this Section, the Commission may, by rule and subject to appropriation, increase the annual maximum amount to \$10,000. If a recipient agrees to teach in both a teacher shortage discipline and at a hard-to-staff school under subsection (i) of this Section, the Commission may increase the amount of the scholarship awarded by up to an additional \$5,000.

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

(e) A recipient may receive up to ~~4~~ 8 semesters or ~~6~~ 12 quarters of scholarship assistance under this Section.

(f) All applications for scholarship assistance to be awarded under this Section shall be made to the Commission in a form as set forth by the Commission. The form of application and the information required to be set forth therein shall be determined by the Commission, and the Commission shall require eligible applicants to submit with their applications such supporting documents as the Commission deems necessary.

(g) Subject to a separate appropriation made for such purposes, payment of any scholarship awarded under this Section shall be determined by the Commission. There shall be a separate appropriation made for scholarships awarded to recipients who agree to teach in a teacher shortage discipline or at a hard-to-staff school under subsection (i) of this Section. All scholarship funds distributed in accordance with this Section shall be paid to the institution on behalf of the recipients. Scholarship funds are applicable toward 2 semesters or 3 quarters of enrollment within an academic year.

(h) The Commission shall administer the ~~TEACH Teacher Shortage~~ scholarship program established by this Section and shall make all necessary and proper rules not inconsistent with this Section for its effective implementation.

(i) Prior to receiving scholarship assistance for any academic year, each recipient of a scholarship

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awarded under this Section shall be required by the Commission to sign an agreement under which the recipient pledges that, within the one-year period following the termination of the academic program for which the recipient was awarded a scholarship, the recipient: (i) shall begin teaching ~~in a teacher shortage discipline~~ for a period of not less than 5 years ~~one year for each year of scholarship assistance awarded under this Section~~, (ii) shall fulfill this teaching obligation at a nonprofit Illinois public, private, or parochial preschool or an Illinois public elementary or secondary school, and (iii) shall, upon request of the Commission, provide the Commission with evidence that he or she is fulfilling or has fulfilled the terms of the teaching agreement provided for in this subsection.

(j) If a recipient of a scholarship awarded under this Section fails to fulfill the teaching obligation set forth in subsection (i) of this Section, the Commission shall require the recipient to repay the amount of the scholarships received, prorated according to the fraction of the teaching obligation not completed, plus interest at a rate of 5% and if applicable, reasonable collection fees. The Commission is authorized to establish rules relating to its collection activities for repayment of scholarships under this Section. Payments received by the Commission under this subsection (j) shall be remitted to the State Comptroller for deposit into the General Revenue Fund, except that that portion of a recipient's repayment that equals the amount in expenses that the Commission has reasonably incurred in attempting collection from that recipient shall be remitted to the State Comptroller for deposit into the Commission's Accounts Receivable Fund.

(k) A recipient of a scholarship awarded by the Commission under this Section shall not be in violation of the agreement entered into pursuant to subsection (i) if the recipient (i) enrolls on a full-time basis as a graduate student in a course of study related to the field of teaching at an institution of higher learning; (ii) is serving as a member of the armed services of the United States; (iii) is temporarily totally disabled, as established by sworn affidavit of a qualified physician; or (iv) is seeking and unable to find full-time employment as a teacher at a school that satisfies the criteria set forth in subsection (i) and is able to provide evidence of that fact. Any such extension of the period during which the teaching requirement must be fulfilled shall be subject to limitations of duration as established by the Commission. (Source: P.A. 91-670, eff. 12-22-99; 92-845, eff. 1-1-03.)

"; and

by deleting pages 7 through 9; and

on page 10, by deleting lines 1 through 9; and

on page 15, immediately below line 1, by inserting the following:

"Section 10. The Illinois Vehicle Code is amended by changing 3-648 as follows:

(625 ILCS 5/3-648)

Sec. 3-648. Education license plates. (a) The Secretary, upon receipt of an application made in the form prescribed by the Secretary, may issue special registration plates designated as Education license plates. The special plates issued under this Section shall be affixed only to passenger vehicles of the first division and motor vehicles of the second division weighing not more than 8,000 pounds. Plates issued under this Section shall expire according to the multi-year procedure established by Section 3-414.1 of this Code.

(b) The design and color of the plates shall be determined by a contest that every elementary school pupil in the State of Illinois is eligible to enter. The designs submitted for the contest shall be judged on September 30, 2002, and the winning design shall be selected by a committee composed of the Secretary, the Director of State Police, 2 members of the Senate, one member chosen by the President of the Senate and one member chosen by the Senate Minority Leader, and 2 members of the House of Representatives, one member chosen by the Speaker of the House and one member chosen by the House Minority Leader. The Secretary may allow the plates to be issued as vanity or personalized plates under Section 3-405.1 of the Code. The Secretary shall prescribe stickers or decals as provided under Section 3-412 of this Code.

(c) An applicant for the special plate shall be charged a \$40 fee for original issuance, in addition to the appropriate registration fee. Of this \$40 additional original issuance fee, \$15 shall be deposited into the Secretary of State Special License Plate Fund, to be used by the Secretary to help defray the administrative processing costs, and \$25 shall be deposited into the Illinois Future Teacher Corps Scholarship Fund. For each registration renewal period, a \$40 fee, in addition to the appropriate registration fee, shall be charged. Of this \$40 additional renewal fee, \$2 shall be deposited into the Secretary of State Special License Plate Fund and \$38 shall be deposited into the Illinois Future Teacher Corps Scholarship Fund. Each fiscal year, once deposits from the additional original issuance and renewal fees into the Secretary of State Special License Plate Fund have reached \$500,000, all the amounts received for the additional fees for the balance of the fiscal year shall be deposited into the Illinois Future Teacher Corps Scholarship Fund.

(d) The Illinois Future Teacher Corps Scholarship Fund is created as a special fund in the State treasury. Ninety-five percent of the moneys in the Illinois Future Teacher Corps Scholarship Fund shall be appropriated to the Illinois Student Assistance Commission for scholarships under Section 52 ~~or 65-65~~ of the Higher Education Student Assistance Act, and 5% of the moneys in the Illinois Future Teacher Corps Scholarship Fund shall be appropriated to the State Board of Education for grants to the Golden Apple Foundation for Excellence in Teaching, a recognized charitable organization that meets the requirements of Title 26, Section 501(c)(3) of the United States Code. (Source: P.A. 92-445, eff. 8-17-01; 92-651, eff. 7-11-02; 92-845, eff. 1-1-03.)

(110 ILCS 947/65.65 rep.)

Section 15. The Higher Education Student Assistance Act is amended by repealing Section 65.65."

Under the rules, the foregoing **Senate Bill No. 339**, with House Amendment No. 1 was referred to the Secretary's Desk.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 566

A bill for AN ACT concerning education.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 566

Passed the House, as amended, May 14, 2003.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 566

AMENDMENT NO. 1. Amend Senate Bill 566 on page 4, in lines 31 through 33, by replacing "and other local facilities that provide similar services and the services that these schools and other facilities provide" with "and the services they provide".

Under the rules, the foregoing **Senate Bill No. 566**, with House Amendment No. 1 was referred to the Secretary's Desk.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 641

A bill for AN ACT in relation to sex offender information.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 641

Passed the House, as amended, May 14, 2003.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 641

AMENDMENT NO. 1. Amend Senate Bill 641 as follows:

on page 1, line 11, by inserting after "contain" the following:

": (1) either"; and

on page 1, line 13, by inserting after "Act" the following:

"or (2) the informational brochure described in subsection (f) of Section 120 of the Sex Offender and Child Murderer Community Notification Law"; and

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on page 13 line 13, by replacing "A" with "Either (1) a"; and on page 13, line 15, by inserting after "Act" the following: "or (2) the informational brochure described in subsection (f) of Section 120 of the Sex Offender and Child Murderer Community Notification Law"; and on page 13, by inserting below line 28 the following:

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

(730 ILCS 152/120)

Sec. 120. Community notification of sex offenders. (a) The sheriff of the county, except Cook County, shall disclose to the following the name, address, date of birth, place of employment, school attended, and offense or adjudication of all sex offenders required to register under Section 3 of the Sex Offender Registration Act:

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

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

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

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

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

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

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

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

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

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

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

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

(b) The Department of State Police and any law enforcement agency may disclose, in the Department's or agency's discretion, the following information to any person likely to encounter a sex offender, or sexual predator:

(1) The offender's name, address, and date of birth.

(2) The offense for which the offender was convicted.

(3) Adjudication as a sexually dangerous person.

(4) The offender's photograph or other such information that will help identify the sex offender.

(5) Offender employment information, to protect public safety.

(c) The name, address, date of birth, and offense or adjudication for sex offenders required to register under Section 3 of the Sex Offender Registration Act shall be open to inspection by the public as

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

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

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

(f) The Department of State Police shall, subject to the availability of funds appropriated for such purpose, prepare and print an informational brochure that explains to the general public the information regarding sex offenders and child murderers that is available to the public under the provisions of this Act. (Source: P.A. 91-48, eff. 7-1-99; 91-221, eff. 7-22-99; 91-224, eff. 7-1-00; 91-357, eff. 7-29-99; 91-394, eff. 1-1-00; 92-16, 6-28-01; 92-828, eff. 8-22-02.)

Under the rules, the foregoing **Senate Bill No. 641**, with House Amendment No. 1 was referred to the Secretary's Desk.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 689

A bill for AN ACT in relation to gambling.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 689

Passed the House, as amended, May 14, 2003.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 689

AMENDMENT NO. 1. Amend Senate Bill 689 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Lottery Law is amended by changing Section 13 and adding Section 13.1 as follows:

(20 ILCS 1605/13) (from Ch. 120, par. 1163)

Sec. 13. Except as otherwise provided in Section 13.1, no prize, nor any portion of a prize, nor any right of any person to a prize awarded shall be assignable. Any prize, or portion thereof remaining unpaid at the death of a prize winner, may be paid to the estate of such deceased prize winner, or to the trustee under a revocable living trust established by the deceased prize winner as settlor, provided that a copy of such a trust has been filed with the Department along with a notarized letter of direction from the settlor and no written notice of revocation has been received by the Department prior to the settlor's

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death. Following such a settlor's death and prior to any payment to such a successor trustee, the Director shall obtain from the trustee and each trust beneficiary a written agreement to indemnify and hold the Department harmless with respect to any claims that may be asserted against the Department arising from payment to or through the trust. Notwithstanding any other provision of this Section, any person pursuant to an appropriate judicial order may be paid the prize to which a winner is entitled, and all or part of any prize otherwise payable by State warrant under this Section shall be withheld upon certification to the State Comptroller from the Illinois Department of Public Aid as provided in Section 10-17.5 of The Illinois Public Aid Code. The Director shall be discharged of all further liability upon payment of a prize pursuant to this Section. (Source: P.A. 85-1224.)

(20 ILCS 1605/13.1 new)

Sec. 13.1. Assignment of prizes payable in installments.

(a) The right of any person to receive payments under a prize that is paid in installments over time by the Department may be voluntarily assigned, in whole or in part, if the assignment is made to a person or entity designated pursuant to an order of a court of competent jurisdiction located in the judicial circuit where the assigning prize winner resides or where the headquarters of the Department is located. A court may issue an order approving a voluntary assignment and directing the Department to make prize payments in whole or in part to the designated assignee, if the court finds that all of the following conditions have been met:

(1) The assignment is in writing, is executed by the assignor, and is, by its terms, subject to the laws of this State.

(2) The purchase price being paid for the payments being assigned represents a present value of the payments being assigned, discounted at an annual rate that does not exceed 10 percentage points over the Wall Street Journal prime rate published on the business day prior to the date of execution of the contract.

(3) The contract of assignment expressly states that the assignor has 3 business days after the contract was signed to cancel the assignment.

(4) The assignor provides a sworn affidavit attesting that he or she:

(i) is of sound mind, is in full command of his or her faculties, and is not acting under duress;

(ii) has been advised regarding the assignment by his or her own independent legal counsel, who is unrelated to and is not being compensated by the assignee or any of the assignee's affiliates, and has received independent financial or tax advice concerning the effects of the assignment from a lawyer or other professional who is unrelated to and is not being compensated by the assignee or any of the assignee's affiliates;

(iii) understands that he or she will not receive the prize payments or portions thereof for the years assigned;

(iv) understands and agrees that, with regard to the assigned payments, the Department and its officials and employees will have no further liability or responsibility to make the assigned payments to him or her;

(v) has been provided with a one-page written disclosure statement setting forth, in bold type of not less than 14 points, the payments being assigned, by amounts and payment dates; the purchase price being paid; the rate of discount to present value, assuming daily compounding and funding on the contract date; and the amount, if any, of any origination or closing fees that will be charged to him or her; and

(vi) was advised in writing, at the time he or she signed the assignment contract, that he or she had the right to cancel the contract, without any further obligation, within 3 business days following the date on which the contract was signed.

(5) Written notice of the proposed assignment and any court hearing concerning the proposed assignment is provided to the Department's counsel at least 30 days prior to any court hearing. The Department is not required to appear in or be named as a party to any such action seeking judicial confirmation of an assignment under this Section, but may intervene as of right in any such proceeding.

(b) A certified copy of a court order approving a voluntary assignment must be provided to the Department no later than 30 days before the date on which the payment is to be made.

(c) A court order obtained pursuant to this Section, together with all such prior orders, shall not require the Department to divide any single prize payment among more than 3 different persons. Nothing in this Section shall prohibit substituting assignees as long as there are no more than 3 assignees at any one time for any one prize payment.

(d) If a husband and wife are co-owners of a prize, any assignment of the prize must be made jointly.

(e) A voluntary assignment may not include portions of payments that are subject to offset on

account of a defaulted or delinquent child support obligation, non-wage garnishment, or criminal restitution obligation or on account of a debt owed to a State agency. Each court order issued under subsection (a) shall provide that any delinquent child support or criminal restitution obligations of the assigning prize winner and any debts owed to a State agency by the assigning prize winner, as of the date of the court order, shall be set off by the Department first against remaining payments or portions thereof due the prize winner and then against payments due the assignee.

(f) The Department and its respective officials and employees shall be discharged of all liability upon payment of an assigned prize under this Section. The assignor and assignee shall hold harmless and indemnify the Department, the State of Illinois, and its employees and agents from all claims, actions, suits, complaints, and liabilities related to the assignment.

(g) The Department may establish a reasonable fee to defray any administrative expenses associated with assignments made under this Section, including the cost to the Department of any processing fee that may be imposed by a private annuity provider. The fee amount shall reflect the direct and indirect costs associated with processing assignments.

(h) If at any time the Internal Revenue Service or a court of competent jurisdiction issues a determination letter, revenue ruling, other public ruling of the Internal Revenue Service, or published decision to the Department or to any lottery prize winner declaring that the voluntary assignment of prizes will affect the federal income tax treatment of prize winners who do not assign their prizes, the Department shall immediately file a copy of that letter, ruling, or published decision with the Attorney General, the Secretary of State, and the Administrative Office of the Illinois Courts. A court may not issue an order authorizing a voluntary assignment under this Section after the date any such ruling, letter, or published decision is filed.

(i) A contract of assignment in which the assignor is a lottery winner shall include a sworn affidavit from the assignee. The form of the affidavit shall be established by the Department and shall include:

(1) a summary of assignee contacts with the winner;

(2) a summary of any lawsuits, claims, and other legal actions from lottery winners regarding conduct of the assignee or its agents;

(3) a statement that the assignee is in good standing in its state of domicile and with any other licensing or regulatory agency as may be required in the conduct of its business;

(4) a brief business history of the assignee;

(5) a statement describing the nature of the business of the assignee; and

(6) a statement of the assignee's privacy and non-harassment policies and express affirmation that the assignee has followed those policies in Illinois.

(j) The assignee shall notify the Department of its business location and mailing address for payment purposes during the entire course of the assignment."

Under the rules, the foregoing **Senate Bill No. 689**, with House Amendment No. 1 was referred to the Secretary's Desk.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 690

A bill for AN ACT concerning freedom of information.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 690

Passed the House, as amended, May 14, 2003.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 690

AMENDMENT NO. 1. Amend Senate Bill 690 on page 2, by replacing lines 26 through 28 with the following:

"person reasonable attorneys' fees and costs. If, however, the court finds".

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Under the rules, the foregoing **Senate Bill No. 690**, with House Amendment No. 1 was referred to the Secretary's Desk.

A message from the House by
Mr. Rossi, Clerk:
Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 698

A bill for AN ACT concerning land surveyors.
Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:
House Amendment No. 1 to SENATE BILL NO. 698

Passed the House, as amended, May 14, 2003.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 698

AMENDMENT NO. 1. Amend Senate Bill 698 on page 4, line 1, after "methods", by inserting "or except when the level of accuracy required is less than the American Congress on Surveying and Mapping-designated Classes of Surveying"; and on page 5, line 18, after "Section", by inserting ", except where electronic means or computerized data is otherwise utilized to integrate, display, represent, or assess the created, prepared, or modified data".

Under the rules, the foregoing **Senate Bill No. 698**, with House Amendment No. 1 was referred to the Secretary's Desk.

A message from the House by
Mr. Rossi, Clerk:
Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 886

A bill for AN ACT concerning cable television.
Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:
House Amendment No. 1 to SENATE BILL NO. 886

Passed the House, as amended, May 14, 2003.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 886

AMENDMENT NO. 1. Amend Senate Bill 886 on page 10, by replacing lines 9 through 17 with the following:

"If a county notifies or a county requires a developer to notify a public utility before or after issuing a permit or other authorization for the construction of residential buildings, then the county or developer shall, at the same time, similarly notify any community antenna television system franchised by or within that county."; and

on page 20, by replacing lines 13 through 21 with the following:

"If a municipality notifies or a municipality requires a developer to notify a public utility before or after issuing a permit or other authorization for the construction of residential buildings, then the municipality or developer shall, at the same time, similarly notify any community antenna television system franchised by or within that municipality."

Under the rules, the foregoing **Senate Bill No. 886**, with House Amendment No. 1 was referred to the Secretary's Desk.

[May 14, 2003]

A message from the House by
Mr. Rossi, Clerk:

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

HOUSE JOINT RESOLUTION NO. 14

WHEREAS, Alzheimer's disease is a progressive degenerative disease of the brain that affects numerous Illinois citizens; and

WHEREAS, Over 200,000 citizens of Illinois are afflicted with Alzheimer's disease; 10% of persons over the age of 65 and nearly 50% of persons over the age of 85 suffer from the disease; over 50% of all nursing home residents have Alzheimer's disease or a related dementia; and

WHEREAS, 70% of people with Alzheimer's disease live at home, and 75% of these individuals depend upon the care of family and friends; frequently, the family caregivers' health is compromised due to the stress of providing care; and

WHEREAS, Alzheimer's disease is extremely costly; the average lifetime cost of Alzheimer's disease is \$174,000 per person; the cost of home care can exceed \$18,000 per year and the cost of nursing home care averages \$42,000 per year; and

WHEREAS, A significant function of government is to promote the health, safety, and welfare of its citizens; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the Illinois Legislative Alzheimer's Disease Task Force is created, to consist of 8 members of the Illinois General Assembly appointed as follows: 2 members of the Senate appointed by the President of the Senate, one of whom shall serve as co-chairman; 2 members of the Senate appointed by the Minority Leader of the Senate; 2 members of the House of Representatives appointed by the Speaker of the House of Representatives, one of whom shall serve as co-chairman; and 2 members of the House of Representatives appointed by the Minority Leader of the House of Representatives; all Task Force members shall serve without compensation but shall be reimbursed for their reasonable and necessary expenses from funds appropriated for that purpose; and be it further

RESOLVED, That the mission of the Task Force shall be to help optimize the quality of life for people who suffer from Alzheimer's disease and their families through advocacy, education, support, and services, while actively promoting research to eliminate the disease; the Task Force shall examine, along with any other issues it chooses to investigate with respect to Alzheimer's disease, the following issues: (1) the disease's facts, prevalence, and costs; (2) the financial barriers to essential care; (3) the continuum of care, including medical assessment or diagnosis, drug therapy, caregiver training and support, home and community based care, adult day services, residential care options, and hospice care; and (4) the training and qualifications of those who work with individuals with Alzheimer's disease; and be it further

RESOLVED, That the Task Force shall receive the assistance of legislative staff, may employ skilled experts with the approval of the President of the Senate, and shall report its findings to the General Assembly on or before December 1, 2003.

Adopted by the House, May 9, 2003.

ANTHONY D. ROSSI, Clerk of the House

The foregoing message from the House of Representatives, reporting House Joint Resolution No. 14, was referred to the Committee on Rules.

LEGISLATIVE MEASURES FILED

The following Floor amendments to the House Bills listed below have been filed with the Secretary, and referred to the Committee on Rules:

Senate Floor Amendment No. 3 to House Bill 560
Senate Floor Amendment No. 2 to House Bill 571
Senate Floor Amendment No. 1 to House Bill 697
Senate Floor Amendment No. 4 to House Bill 1382

[May 14, 2003]

Senate Floor Amendment No. 2 to House Bill 1543

MESSAGES FROM THE COMPTROLLER

**DANIEL W. HYNES
COMPTROLLER**

May 14, 2003

To the Honorable Members of the Senate
Ninety-Third General Assembly

I respectfully rescind my prior nomination of Mr. Michael P. Drea as Director of Human Resources.

Respectfully,
s/Daniel W. Hynes
Comptroller

**DANIEL W. HYNES
COMPTROLLER**

May 14, 2003

To the Honorable Members of the Senate
Ninety-Third General Assembly

I have nominated the following named person to the office enumerated below and respectfully ask concurrence in the confirmation of this appointment by your Honorable body.

DIRECTOR OF THE DEPARTMENT OF HUMAN RESOURCES FOR THE OFFICE OF THE
COMPTROLLER

Heather K. McAnarney
(Salaried)

Respectfully,
s/Daniel W. Hynes
Comptroller

Under the rules, the foregoing Message was referred to the Committee on Executive Appointments.

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION 152

Offered by Senator Hunter and all Senators
Mourns the death of Mildred Marie Lindsey of Chicago.

By unanimous consent, the foregoing resolution was referred to the Resolutions Consent Calendar.

Senator Schoenberg offered the following Senate Resolution, which was referred to the Committee on Rules:

SENATE RESOLUTION NO. 153

WHEREAS, The General Assembly of the State of Illinois is committed to seeing that every one of the citizens of the State of Illinois has decent, safe, and affordable housing; and

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WHEREAS, A growing number of citizens of the State of Illinois are currently homeless, and shelter nights rose by 24% from 2000 to 2001 (before the current economic turndown), as shown by Department of Human Services data (25% in Chicago, 23% in the rest of the State; 43% in the collar counties, 1% in the northern counties, 25% in the central counties, and 54% in the southern counties); and

WHEREAS, In the last 10 years, the number of shelter nights for the whole State rose by 89%, with increases experienced every year since 1994; and

WHEREAS, Homelessness is very expensive in terms of public dollars expended for emergency hospital visits, in-patient stays, emergency substance abuse treatment, and jail stays; very costly in terms of human suffering and generations of lives wasted; and very demoralizing to all citizen; and

WHEREAS, Supportive housing has, through extensive research, been shown to be effective in enabling even the most vulnerable people and families to remain housed and to take appropriate steps to move towards employment and independence, and has been shown, in a recent major study, to be cost efficient, virtually expending the same amount in public dollars as the costs of homelessness; and

WHEREAS, Long-term and repeatedly homeless individuals and families comprise only approximately 20% of the total homeless population, but use approximately 80% of total shelter days, effectively living in the shelter system; and

WHEREAS, This use of homeless services does not end the homelessness of the most vulnerable individuals and families using the services and at the same time prevents other more short-term or transitionally homeless families and individuals who could benefit from the services from accessing these services; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we commit ourselves, along with a growing number of states and cities across the nation, to end both long-term and repeated homelessness in Illinois in 10 years by creating and sustaining 8,000 units of permanent supportive housing in Illinois in the coming decade targeted for the most vulnerable homeless families and individuals; ending the practice of discharging large numbers of people into homelessness from hospitals, mental health and chemical dependency treatment facilities, jails, and prisons; securing investments in additional affordable and supportive housing alternatives so that supportive housing can be made available to those who do become homeless and need support services to stay housed; and gradually shifting resources in a manner determined by each community so that those who become homeless can be expediently re-housed and connected to supportive services; and be it further

RESOLVED, That we will consider these goals and strategies in establishing our policies and budgets; and be it further

RESOLVED, That we encourage municipalities, counties, townships, other governmental bodies, and related agencies to adopt these goals and strategies in establishing their policies and budgets.

At the hour of 6:25 o'clock p.m., the Chair announced that the Senate stand adjourned until Thursday, May 15, 2003, at 10:00 o'clock a.m.