



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-THIRD GENERAL ASSEMBLY

117TH LEGISLATIVE DAY

THURSDAY, MAY 27, 2004

10:10 O'CLOCK A.M.

SENATE
Daily Journal Index
117th Legislative Day

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The Senate met pursuant to adjournment.
 Senator Patrick Welch, Peru, Illinois, presiding.
 Prayer by Pastor Travis A. Peterson, Knox Knolls Free Methodist Church, Springfield, Illinois.
 Senator Link led the Senate in the Pledge of Allegiance.

The Journal of Wednesday, May 26, 2004, was being read when on motion of Senator Haine, 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.

MESSAGES FROM THE HOUSE

A message from the House by
 Mr. Mahoney, 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. 58

WHEREAS, For more than 200 years downtown districts have served as the heart and soul of our communities; they are the site of parades, passionate speeches, and public gathering places; and

WHEREAS, The words "main street" conjure up images of a friendly place to greet your neighbors and friends, shop for unique gifts or supplies, and enjoy an evening of good food and entertainment; and

WHEREAS, Downtown businesses have provided stable incomes to millions of Illinois residents, paid billions of tax dollars for city and State services, and provided countless sponsorships for activities that contribute to a community's quality of life; and

WHEREAS, The Illinois Main Street program is a nationally recognized model for preserving the historic integrity and economic vitality of downtowns and neighborhood business districts; and

WHEREAS, The Office of the Lieutenant Governor for the State of Illinois successfully implemented the Main Street program beginning in 1993 using the proven National Main Street Center's comprehensive model for downtown revitalization - the Four Point Approach®: Organization, Promotion, Design, and Economic Restructuring; and

WHEREAS, Fifty-six Illinois communities are actively participating in the Illinois Main Street program, and consequently, more than \$418 million has been invested in their downtown districts, nearly 5,000 new jobs have been created and more than 1,300 businesses have sprung up or expanded in the State; and

WHEREAS, The programs associated with Illinois Main Street will certainly continue to restore, restructure, and revitalize the soul of their community with successful results; 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 we recognize the first Saturday in June as Illinois Main Street Day in Illinois.

Adopted by the House, May 26, 2004.

[May 27, 2004]

MARK MAHONEY, Clerk of the House

The foregoing message from the House of Representatives, reporting House Joint Resolution No. 58, was referred to the Committee on Rules.

A message from the House by

Mr. Mahoney, 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. 60

WHEREAS, Information technology can transform the way in which government serves its constituents and conducts its operations, but that transformation is not without cost; and

WHEREAS, Electronic digitalization and other advances have revolutionized such essential government actions as obtaining signatures, date and time stamping, notarizing and serving legal documents, and record keeping and auditing; and

WHEREAS, The Electronic Commerce Security Act, 5 ILCS 175/, authorizes State and local governments to participate in the paper-free environment of an electronically digitalized work environment, but most public agencies face obstacles to that transition; and

WHEREAS, Many public agencies lack both the funding and expertise to purchase or upgrade the necessary equipment and skillfully operate that equipment in order to assure consistent and uninterrupted public service; and

WHEREAS, Public agencies also have concerns about meeting their statutory duties and their need to serve citizens not fully at ease with standard information technology, such as the elderly and disabled; 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 a task force is established to study the costs and feasibility of transforming Illinois government into a digital government at both the State and local levels; and be it further

RESOLVED, That the task force shall consist of 8 members appointed 2 each by the Speaker and Minority Leader of the House of Representatives and the President and Minority Leader of the Senate, and that the task force may request the participation of representatives of the Governor, the Department of Central Management Services, the Illinois Technology Board of Advisors, and the Secretary of State; and be it further

RESOLVED, That the task force shall report its findings to the General Assembly before the convening of the 2004 veto session of the General Assembly.

Adopted by the House, May 25, 2004.

MARK MAHONEY, Clerk of the House

[May 27, 2004]

The foregoing message from the House of Representatives, reporting House Joint Resolution No. 60, was referred to the Committee on Rules.

A message from the House by

Mr. Mahoney, 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. 70

WHEREAS, The illegal production and distribution of methamphetamine is a threat to the public safety of this State; and

WHEREAS, Current laws have not decreased this illegal activity; 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 there is created the Methamphetamine Task Force hereinafter referred to as the Task Force consisting of 13 members appointed as follows: (1) one member representing the Office of the Attorney General appointed by the Attorney General; (2) one member representing the Illinois Department of State Police appointed by the Director of State Police; (3) one member representing the Illinois Sheriffs' Association; (4) one member representing the Illinois Retail Merchants Association; (5) one member of the Senate appointed by the President of the Senate; (6) one member of the Senate appointed by the Minority Leader of the Senate; (7) one member of the House of Representatives appointed by the Speaker of the House of Representatives; (8) one member of the House of Representatives appointed by the Minority Leader of the House of Representatives; (9) one member representing the Illinois Farm Bureau; and (10) four members representing the Office of the Governor appointed by the Governor; and be it further

RESOLVED, That the Task Force shall choose its chair and such other officers as it deems appropriate; and be it further

RESOLVED, That the Task Force shall study how to curb the illegal production and distribution of methamphetamine and recommend to the Governor and the General Assembly proposed legislation to accomplish this purpose; and be it further

RESOLVED, That the members of the Task Force shall receive no compensation for their services as members of the Task Force but may be reimbursed for necessary expenses from appropriations made to the Task Force for that purpose; and be it further

RESOLVED, That the Task Force shall make its recommendations to the Governor and General Assembly within one year after the members of the Task Force have been appointed.

Adopted by the House, May 26, 2004.

MARK MAHONEY, Clerk of the House

The foregoing message from the House of Representatives, reporting House Joint Resolution No. 70, was referred to the Committee on Rules.

[May 27, 2004]

A message from the House by
Mr. Mahoney, 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. 82

WHEREAS, The growing distance and time many Illinois employees must travel between home and work is detrimental to their community and family life, increases traffic congestion, helps place Illinois fifth in the nation in the longest commute times, and harms the State's environment; and

WHEREAS, Many Illinois employers are having increasing difficulty attracting and retaining qualified workers because of the commute time required and the inadequate supply of nearby affordable housing; and

WHEREAS, In a time of tight budgets, Illinois must continue to create and grow jobs while maximizing its investment of limited State economic development funds; and

WHEREAS, One way to maximize the State's investments is by encouraging companies, whenever feasible, to locate or expand in location efficient areas to which their employees can easily commute, where their employees can afford to live, or which do not require costly new publicly funded roads or other infrastructure and expenses for the primary purpose of supporting a company's location choice; and

WHEREAS, Some Illinois employers have recognized the impact of housing and transit options on their employee recruitment and retention, and in response, have implemented low-cost programs that expand their employees' adequate affordable housing and/or mass transit options, and the State could promote these corporate models to encourage similar efforts by other companies; 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 there is created the Corporate Location Efficiency Task Force that shall hear testimony from State agencies and private entities and shall be appointed as follows: 4 voting members appointed from the House of Representatives, with 2 members appointed by the Speaker of the House of Representatives and 2 members appointed by the Minority Leader of the House of Representatives, with the majority caucus members serving at the pleasure of the Speaker of the House of Representatives and the minority caucus members serving at the pleasure of the Minority Leader of the House of Representatives; 4 voting members appointed from the Senate, with 2 members appointed by the President of the Senate and 2 members appointed by the Minority Leader of the Senate, with majority caucus members serving at the pleasure of the President of the Senate and the minority caucus members serving at the pleasure of the Minority Leader of the Senate; and up to 12 non-voting members appointed from pertinent fields or disciplines by the legislative members of the Task Force by majority vote from the following categories: housing advocates, transportation advocates, public interest groups, labor, local municipalities, and businesses; a majority of the legislative appointees shall select a legislative member of the Task Force to serve as chairperson; and be it further

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RESOLVED, That the Task Force shall study ways to maximize the use of State economic development funds by encouraging employers to locate or expand in areas that are or can be made location efficient, and this study shall include the following:

(1) a series of hearings during which the Task Force takes testimony from experts in areas such as economic development, housing, transportation, and workforce development, as well as key government agencies, labor, business, and other stakeholders;

(2) a review of some of the Illinois employers, government agencies and other institutions that have implemented cost-effective, innovative policies and programs to expand employees' options for affordable housing near work and convenient, efficient transportation to work;

(3) a proposal for how the State can highlight these corporate models and encourage others to replicate successful employee programs;

(4) an analysis of existing sources of data and information such as the Census Data that can inform an employer about the affordable housing and transportation options available to its employees in a certain municipality or area; and

(5) a legislative proposal for using incentives to encourage employers to locate or expand in location efficient areas which shall include an analysis of characteristics such as maximizing the use of existing public investments infrastructure, minimizing additional government expenditures, and locating near places offering affordable housing to that employer's workforce or requiring short commutes; and be it further

RESOLVED, That the Task Force shall receive the assistance of legislative staff, legislative agencies, and upon request, private and public organizations; and be it further

RESOLVED, That the Corporate Location Efficiency Task Force shall be appointed by June 1, 2004, and shall meet as soon as possible after the legislative members have been appointed, shall hold public hearings, and shall report its findings and recommendations to the General Assembly by filing a copy of its report with the Secretary of the Senate and the Clerk of the House of Representatives no later than January 1, 2005; upon filing its report, the Task Force is dissolved; and be it further

RESOLVED, That a copy of this resolution be presented to the Governor's office, the Director of Commerce and Economic Opportunity, the President of the Senate, the Minority Leader of the Senate, the Speaker of the House of Representatives, and the Minority Leader of the House of Representatives.

Adopted by the House, May 26, 2004.

MARK MAHONEY, Clerk of the House

The foregoing message from the House of Representatives, reporting House Joint Resolution No. 82, was referred to the Committee on Rules.

[May 27, 2004]

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 6354, sponsored by Senator Righter was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 6415, sponsored by Senator Rutherford was taken up, read by title a first time and referred to the Committee on Rules.

PRESENTATION OF RESOLUTION

Senators E. Jones and Collins offered the following Senate Resolution:

SENATE RESOLUTION NO. 572

WHEREAS, The members of the Senate of the State of Illinois learned with great sorrow of the death of Vernon Jarrett on Sunday, May 23, 2004; and

WHEREAS, Mr. Jarrett was a leading African-American journalist whose reports and columns appeared in the Chicago Sun-Times, the Chicago Tribune, and the Chicago Daily Defender; and

WHEREAS, Mr. Jarrett was born in Paris, Tennessee, to two schoolteachers whose parents were former slaves; he graduated from Knoxville (Tennessee) College; and

WHEREAS, Mr. Jarrett covered a race riot on his first day as a reporter for the Chicago Defender in 1946, and was delighted to see his byline appear alongside those of the activist W.E.B. DuBois and poet Langston Hughes; from 1948 to 1951, Mr. Jarrett and composer Oscar Brown Jr. produced "Negro Newsfront", the nation's first daily radio broadcast created by African Americans; he also worked for the Associated Negro Press; and

WHEREAS, Mr. Jarrett became the Chicago Tribune's first African-American columnist in 1970; he used his editorial voice as a forum for commentary on the social and economic trends affecting African Americans and the global concerns of pan-African politics; in 1983, he took his column to the Chicago Sun-Times, where he served on the editorial board and worked until 1994; he was known to be a distinctive voice, not only for the African-American community, but for all of Chicago; in his position as a columnist for the Sun-Times, he was a mentor to any reporter who sought his counsel; and

WHEREAS, Mr. Jarrett produced nearly 2,000 broadcasts on WLS-Channel 7; he was a founder of the National Association of Black Journalists and served as its president from 1977 to 1979; he was current president of the group's Chicago chapter; also in 1977, he created the NAACP-sponsored ACT-SO program, or Academic, Cultural, Technological, and Scientific Olympics; ACT-SO has awarded more than \$1,000,000 in scholarships, computers, and books to thousands of students; he also served as a member of the editorial board of the NAACP's 90-year-old Crisis Magazine; in addition, he was a senior fellow at the University of Illinois at Chicago and taught history and journalism at other colleges; and

WHEREAS, In 1998, Mr. Jarrett was inducted into the National Literary Hall of Fame at the University of Chicago's Gwendolyn Brooks Center; the National Academy of Television Arts and Sciences awarded him its Silver Circle Award, recognizing his 30 years of contributions

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to the medium; he was honored with the first NAACP James Weldon Johnson Achievement Award; and

WHEREAS, In recent years, Mr. Jarrett was a columnist for the New York Times' New American News Syndicate and his social commentary was heard during "The Jarrett Journal", a news broadcast on WVON-AM, Chicago's only African-American owned radio station; and

WHEREAS, Mr. Jarrett had a passion for writing, was an avid reader, especially of history, and was a chronicler of black politics nationwide; and

WHEREAS, The passing of Vernon Jarrett has been deeply felt by many especially his wife, Fernetta; his son, Thomas; and his three grandchildren; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we mourn the passing of Vernon Jarrett, a pioneer for African-American journalists who demonstrated the highest ideals of journalism and community responsibility; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the family of Vernon Jarrett as an expression of our sincerest condolences during their time of bereavement.

Senator Collins, having asked and obtained unanimous consent to suspend the rules for the immediate consideration of the foregoing resolution, moved its adoption.

The motion prevailed.

And the resolution was adopted.

EXCUSED FROM ATTENDANCE

On motion of Senator Burzynski, Senator Soden was excused from attendance due to the dedication ceremony of the WWII Memorial in Washington, D.C.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS ON SECRETARY'S DESK

On motion of Senator DeLeo, **Senate Bill No. 984**, with House Amendment No. 1 on the Secretary's Desk, was taken up for immediate consideration.

Senator DeLeo moved that the Senate concur with the House in the adoption of their amendment to said bill.

And on that motion, a call of the roll was had resulting as follows:

Yeas 57; Nays None.

The following voted in the affirmative:

Althoff	Geo-Karis	Meeks	Sieben
Bomke	Haine	Munoz	Sullivan, D.
Brady	Halvorson	Obama	Sullivan, J.
Burzynski	Harmon	Peterson	Syverson
Clayborne	Hendon	Petka	Trotter
Collins	Hunter	Radogno	Viverito
Cronin	Jacobs	Rauschenberger	Walsh
Crotty	Jones, J.	Righter	Watson
Cullerton	Jones, W.	Risinger	Welch
del Valle	Lauzen	Ronen	Winkel
DeLeo	Lightford	Roskam	Wojcik

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Demuzio	Link	Rutherford	Mr. President
Dillard	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Shadid	

The motion prevailed.

And the Senate concurred with the House in the adoption of their Amendment No. 1 to **Senate Bill No. 984**.

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Jacobs, **Senate Bill No. 2145**, with House Amendment No. 1 on the Secretary's Desk, was taken up for immediate consideration.

Senator Jacobs moved that the Senate concur with the House in the adoption of their amendment to said bill.

And on that motion, a call of the roll was had resulting as follows:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Geo-Karis	Meeks	Sullivan, D.
Bomke	Haine	Munoz	Sullivan, J.
Brady	Halvorson	Obama	Syverson
Burzynski	Harmon	Peterson	Trotter
Clayborne	Hendon	Petka	Viverito
Collins	Hunter	Radogno	Walsh
Cronin	Jacobs	Righter	Watson
Crotty	Jones, J.	Risinger	Welch
Cullerton	Jones, W.	Ronen	Winkel
del Valle	Lauzen	Roskam	Wojcik
DeLeo	Lightford	Rutherford	Mr. President
Demuzio	Link	Sandoval	
Dillard	Luechtefeld	Schoenberg	
Forby	Maloney	Shadid	
Garrett	Martinez	Sieben	

The motion prevailed.

And the Senate concurred with the House in the adoption of their Amendment No. 1 to **Senate Bill No. 2145**.

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Link, **Senate Bill No. 2175**, with House Amendments numbered 1 and 2 on the Secretary's Desk, was taken up for immediate consideration.

Senator Link moved that the Senate concur with the House in the adoption of their amendments to said bill.

And on that motion, a call of the roll was had resulting as follows:

Yeas 57; Nays None.

The following voted in the affirmative:

Althoff	Geo-Karis	Meeks	Sieben
Bomke	Haine	Munoz	Sullivan, D.
Brady	Halvorson	Obama	Sullivan, J.
Burzynski	Harmon	Peterson	Syverson
Clayborne	Hendon	Petka	Trotter
Collins	Hunter	Radogno	Viverito
Cronin	Jacobs	Rauschenberger	Walsh
Crotty	Jones, J.	Righter	Watson

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Cullerton	Jones, W.	Risinger	Welch
del Valle	Lauzen	Ronen	Winkel
DeLeo	Lightford	Roskam	Wojeik
Demuzio	Link	Rutherford	Mr. President
Dillard	Luechtefeld	Sandoval	
Forby	Maloney	Schoenberg	
Garrett	Martinez	Shadid	

The motion prevailed.

And the Senate concurred with the House in the adoption of their Amendments numbered 1 and 2 to **Senate Bill No. 2175**.

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Munoz, **Senate Bill No. 2252**, with House Amendment No. 1 on the Secretary's Desk, was taken up for immediate consideration.

Senator Munoz moved that the Senate concur with the House in the adoption of their amendment to said bill.

And on that motion, a call of the roll was had resulting as follows:

Yeas 56; Nays None.

The following voted in the affirmative:

Althoff	Geo-Karis	Meeks	Sullivan, D.
Bomke	Haine	Munoz	Sullivan, J.
Brady	Halvorson	Obama	Syverson
Burzynski	Harmon	Peterson	Trotter
Clayborne	Hendon	Petka	Viverito
Collins	Hunter	Radogno	Walsh
Cronin	Jacobs	Righter	Watson
Crotty	Jones, J.	Risinger	Welch
Cullerton	Jones, W.	Ronen	Winkel
del Valle	Lauzen	Roskam	Wojeik
DeLeo	Lightford	Rutherford	Mr. President
Demuzio	Link	Sandoval	
Dillard	Luechtefeld	Schoenberg	
Forby	Maloney	Shadid	
Garrett	Martinez	Sieben	

The motion prevailed.

And the Senate concurred with the House in the adoption of their Amendment No. 1 to **Senate Bill No. 2252**.

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Walsh, **Senate Bill No. 2327**, with House Amendment No. 1 on the Secretary's Desk, was taken up for immediate consideration.

Senator Walsh moved that the Senate concur with the House in the adoption of their amendment to said bill.

And on that motion, a call of the roll was had resulting as follows:

Yeas 37; Nays 15; Present 3.

The following voted in the affirmative:

Althoff	Garrett	Maloney	Sullivan, J.
Brady	Haine	Martinez	Trotter
Clayborne	Halvorson	Meeks	Viverito
Collins	Harmon	Munoz	Walsh
Crotty	Hendon	Obama	Welch

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Cullerton	Hunter	Risinger	Winkel
del Valle	Jacobs	Ronen	Mr. President
DeLeo	Jones, W.	Sandoval	
Demuzio	Lightford	Schoenberg	
Forby	Link	Shadid	

The following voted in the negative:

Bomke	Peterson	Righter	Syverson
Jones, J.	Petka	Roskam	Watson
Lauzen	Radogno	Rutherford	Wojcik
Luechtefeld	Rauschenberger	Sieben	

The following voted present:

Cronin
Dillard
Sullivan, D.

The motion prevailed.

And the Senate concurred with the House in the adoption of their Amendment No. 1 to **Senate Bill No. 2327**.

Ordered that the Secretary inform the House of Representatives thereof.

MESSAGE FROM THE HOUSE

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has refused to concur with the Senate in the adoption of their amendment to a bill of the following title, to-wit:

HOUSE BILL 4247

A bill for AN ACT concerning public bodies.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 4247

Non-concurred in by the House, May 20, 2004.

MARK MAHONEY, Clerk of the House

Under the rules, the foregoing **House Bill No. 4247**, with Senate Amendment No. 1 was referred to the Secretary's Desk.

JOINT ACTION MOTIONS 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 3 to Senate Bill 2238
Motion to Concur in House Amendment 1 to Senate Bill 2375
Motion to Concur in House Amendments 1 and 2 to Senate Bill 2844
Motion to Recede from Senate Amendment 1 to House Bill 4247

LEGISLATIVE MEASURE FILED

The following Floor amendment to the House Bill listed below has been filed with the Secretary and referred to the Committee on Rules:

Senate Amendment No. 3 to House Bill 911

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REPORT FROM RULES COMMITTEE

Senator Viverito, Chairperson of the Committee on Rules, during its May 27, 2004 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Executive: **Senate Amendment No. 2 to House Bill 7181.**

Local Government: **Senate Amendments numbered 1 and 2 to House Bill 846.**

Senator Viverito, Chairperson of the Committee on Rules, during its May 27, 2004 meeting, reported the following Joint Action Motions have been assigned to the indicated Standing Committees of the Senate:

Health and Human Services: **Motion to Concur in House Amendment 1 to Senate Bill 2270**

Judiciary: **Motion to Concur in House Amendment 1 to Senate Bill 2496; Motion to Concur in House Amendment 1 to Senate Bill 2654; Motion to Concur in House Amendments 1 and 2 to Senate Bill 2878; Motion to Recede from Senate Amendment 1 to House Bill 4247**

Licensed Activities: **Motion to Concur in House Amendment 1 to Senate Bill 2251; Motion to Concur in House Amendment 1 to Senate Bill 2382**

Local Government: **Motion to Concur in House Amendments 1 and 2 to Senate Bill 132**

Revenue: **Motion to Concur in House Amendments 1, 2 and 3 to Senate Bill 2635**

Senator Viverito, Chairperson of the Committee on Rules, to which was referred **House Bill No. 629** on July 1, 2003, pursuant to Rule 3-9(b), reported that the Committee recommends that the bill be approved for consideration and returned to the calendar in its former position.

The report of the Committee was concurred in.

And **House Bill No. 629** was returned to the order of third reading.

Senator Viverito, Chairperson of the Committee on Rules, reported that the following Legislative Measure has been approved for consideration:

Senate Amendment No. 1 to House Bill 854

The foregoing floor amendment was placed on the Secretary's Desk.

COMMITTEE MEETING ANNOUNCEMENTS

Senator Collins, Vice-Chairperson of the Committee on Revenue, announced that the Revenue Committee will meet today in Room 400 Capitol Building, at 3:00 o'clock p.m.

Senator Jacobs, Chairperson of the Committee on Insurance and Pensions, announced that the Insurance and Pensions Committee will meet today in Room 400 Capitol Building, at 12:30 o'clock p.m.

Senator Cullerton, Co-Chairperson of the Committee on Judiciary, announced that the Judiciary Committee will meet today in Room 212 Capitol Building, at 1:30 o'clock p.m.

Senator Halvorson, Vice-Chairperson of the Committee on Executive, announced that the Executive Committee will meet today in Room 212 Capitol Building, at 3:00 o'clock p.m.

Senator Ronen, Chairperson of the Committee on Labor and Commerce, announced that the Labor and Commerce Committee will meet today in Room 212 Capitol Building, at 3:30 o'clock p.m.

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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 3:30 o'clock p.m.

Senator Obama, Chairperson of the Committee on Health and Human Services, announced that the Health and Human Services Committee will meet today in Room 400 Capitol Building, at 2:30 o'clock p.m.

Senator Walsh, Member of the Committee on Local Government, announced that the Local Government Committee will meet today in Room A-1 Stratton Building, at 12:30 o'clock p.m.

Senator Shadid, Chairperson of the Committee on Transportation, announced that the Transportation Committee will meet today in Room A-1 Stratton Building, at 1:30 o'clock p.m.

At the hour of 11:08 o'clock a.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

AFTER RECESS

At the hour of 4:30 o'clock p.m., the Senate resumed consideration of business.
Senator Welch, presiding.

JOINT ACTION MOTIONS 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 3064
Motion to Concur in House Amendment 1 to Senate Bill 3111

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 Amendment No. 1 to House Bill 762
Senate Amendment No. 2 to House Bill 762
Senate Amendment No. 1 to House Bill 846
Senate Amendment No. 2 to House Bill 846
Senate Amendment No. 2 to House Bill 7181

MESSAGES FROM THE HOUSE

A message from the House by
Mr. Mahoney, 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. 49

WHEREAS, The number of children suffering from some type of eating disorder that either results in unhealthy weight gain or weight loss has increased significantly in the past 10 years without discrimination as to age, sex, or race; and

WHEREAS, An estimated 14 million children ages 2 to 17 are considered obese and an additional 8.6 million children are considered at risk for obesity, a figure that has nearly tripled since the 1970s; and

WHEREAS, Obese children often remain obese into adulthood, placing them at risk for developing 4

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of the 10 leading causes of death in the United States: coronary heart disease, Type II diabetes, stroke, and cancer; and

WHEREAS, The cost of treating long-term health problems linked to children and adults that are overweight or obese has been estimated at more than \$93 billion a year; and

WHEREAS, The eating habits children develop at an early age can help prevent them from becoming obese or developing other unhealthy eating disorders, such as anorexia nervosa or bulimia; and

WHEREAS, The effort to improve the nutritional health and well-being of our children must involve the entire community, including health care specialists, educators, parents, business leaders, and policy makers; 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 we urge the Governor to convene a Summit on Children's Nutritional Health and Well-Being in order to gather experts and professionals in the field of nutrition, members of the General Assembly, representatives of the Department of Public Health the Department of Human Services, and the State Board of Education, business leaders, educators, and other child advocacy representatives in order to articulate a vision and policy stance for the State of Illinois regarding children's nutritional health; and be it further

RESOLVED, That the Summit shall consist of no more than 30 members; and be it further

RESOLVED, That the President of the Senate and the Minority Leader of the Senate shall each appoint 2 members of the General Assembly and 2 members of the public to the Summit and the Speaker of the House and the Minority Leader of the House shall each appoint 2 members of the General Assembly and 2 members of the public to the Summit; and be it further

RESOLVED, That the Department of Public Health, the Department of Human Services, and the Illinois State Board of Education shall each appoint one member to the Summit; and be it further

RESOLVED, That the Governor shall appoint up to 11 additional members, consisting of at least one certified nutritionist, one expert on childhood diabetes, and one licensed psychiatrist, as well as other professionals in the field of nutrition, educators, and business leaders, and the Governor shall also appoint one member as the Chair of the Summit; and be it further

RESOLVED, That the Summit shall explore the status of children's nutritional health in Illinois, develop policy recommendations, and explore possible funding streams for continued and ongoing nutritional programs and awareness campaigns; and be it further

RESOLVED, That the Summit shall hold open forums and public hearings to allow members of the public to attend and testify before the members; and be it further

RESOLVED, That the Summit shall convene no later than one month following the adoption of this resolution, with preliminary findings and recommendations reported to the Governor and to the General Assembly no later than January 1, 2005; and be it further

RESOLVED, That suitable copies of this resolution be presented to the Governor, the Director of the Department of Public Health, the Secretary of Human Services, and the Illinois State Board of Education.

Adopted by the House, May 25, 2004.

MARK MAHONEY, Clerk of the House

The foregoing message from the House of Representatives, reporting House Joint Resolution No. 49, was referred to the Committee on Rules.

[May 27, 2004]

A message from the House by
Mr. Mahoney, Clerk:
Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of their amendment to a bill of the following title, to-wit:
HOUSE BILL 1269
A bill for AN ACT in relation to public employee benefits.
Which amendment is as follows:
Senate Amendment No. 1 to HOUSE BILL NO. 1269
Concurred in by the House, May 26, 2004.

MARK MAHONEY, Clerk of the House

A message from the House by
Mr. Mahoney, Clerk:
Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of their amendment to a bill of the following title, to-wit:
HOUSE BILL 5415
A bill for AN ACT in relation to criminal law.
Which amendment is as follows:
Senate Amendment No. 1 to HOUSE BILL NO. 5415
Concurred in by the House, May 27, 2004.

MARK MAHONEY, Clerk of the House

A message from the House by
Mr. Mahoney, Clerk:
Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of their amendment to a bill of the following title, to-wit:
HOUSE BILL 830
A bill for AN ACT in relation to municipal government.
Which amendment is as follows:
Senate Amendment No. 1 to HOUSE BILL NO. 830
Concurred in by the House, May 27, 2004.

MARK MAHONEY, Clerk of the House

A message from the House by
Mr. Mahoney, Clerk:
Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of their amendment to a bill of the following title, to-wit:
HOUSE BILL 2981
A bill for AN ACT concerning the regulation of professions.
Which amendment is as follows:
Senate Amendment No. 2 to HOUSE BILL NO. 2981
Concurred in by the House, May 27, 2004.

MARK MAHONEY, Clerk of the House

A message from the House by
Mr. Mahoney, Clerk:
Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of their amendment to a bill of the following title, to-wit:
HOUSE BILL 831
A bill for AN ACT in relation to municipal government.
Which amendment is as follows:
Senate Amendment No. 1 to HOUSE BILL NO. 831
Concurred in by the House, May 27, 2004.

MARK MAHONEY, Clerk of the House

[May 27, 2004]

A message from the House by

Mr. Mahoney, Clerk:

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

HOUSE BILL 832

A bill for AN ACT in relation to municipal government.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 832

Concurred in by the House, May 27, 2004.

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

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

HOUSE BILL 4612

A bill for AN ACT concerning health improvement.

Which amendment is as follows:

Senate Amendment No. 2 to HOUSE BILL NO. 4612

Concurred in by the House, May 27, 2004.

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

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

HOUSE BILL 4856

A bill for AN ACT concerning disclosure of utility services to be provided by landlords.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 4856

Concurred in by the House, May 27, 2004.

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

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

HOUSE BILL 5157

A bill for AN ACT concerning taxes.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 5157

Concurred in by the House, May 27, 2004.

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

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

HOUSE BILL 6811

A bill for AN ACT concerning sex offenders.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 6811

Concurred in by the House, May 27, 2004.

[May 27, 2004]

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

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

HOUSE BILL 578

A bill for AN ACT concerning the death penalty.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 578

Concurred in by the House, May 27, 2004.

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

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

HOUSE BILL 718

A bill for AN ACT concerning vehicles.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 718

Concurred in by the House, May 27, 2004.

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

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

HOUSE BILL 742

A bill for AN ACT in relation to alcohol.

Which amendments are as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 742

Senate Amendment No. 2 to HOUSE BILL NO. 742

Concurred in by the House, May 27, 2004.

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

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

HOUSE BILL 837

A bill for AN ACT in relation to the Metropolitan Water Reclamation District.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 837

Concurred in by the House, May 27, 2004.

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of their amendment to the following joint resolution, to-wit:

HOUSE JOINT RESOLUTION NO. 34

Senate Amendment No. 1

Action taken by the House, May 27, 2004.

[May 27, 2004]

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

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

HOUSE BILL 1080

A bill for AN ACT in relation to financial regulation.

Which amendments are as follows:

Senate Amendment No. 2 to HOUSE BILL NO. 1080

Senate Amendment No. 3 to HOUSE BILL NO. 1080

Concurred in by the House, May 27, 2004.

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

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

HOUSE BILL 2220

A bill for AN ACT in relation to public aid.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 2220

Concurred in by the House, May 27, 2004.

MARK MAHONEY, Clerk of the House

A message from the House by

Mr. Mahoney, Clerk:

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

HOUSE BILL 722

A bill for AN ACT in relation to transportation.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 722

Concurred in by the House, May 27, 2004.

MARK MAHONEY, Clerk of the House

REPORTS FROM STANDING COMMITTEES

Senator Jacobs, Chairperson of the Committee on Insurance and Pensions, to which was referred the Motion to concur with House Amendment to the following Senate Bill, reported that the Committee recommends that it be adopted:

Motion to Concur in House Amendment 1 to Senate Bill 2339

Under the rules, the foregoing Motion is eligible for consideration by the Senate.

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 approved for consideration:

Senate Amendment No. 1 to House Bill 846

Senate Amendment No. 2 to House Bill 976

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

[May 27, 2004]

Senator Haine, Chairperson of the Committee on Local Government, to which was referred the Motions to concur with House Amendments to the following Senate Bills, reported that the Committee recommends that they be approved for consideration:

Motion to Concur in House Amendments 1 and 2 to Senate Bill 132
Motion to Concur in House Amendment 1 to Senate Bill 1631

Under the rules, the foregoing Motions are eligible for consideration by the Senate.

Senator Ronen, Chairperson of the Committee on Labor and Commerce, to which was referred the Motion to concur with House Amendment to the following Senate Bill, reported that the Committee recommends that it be adopted:

Motion to Concur in House Amendment 1 to Senate Bill 2858

Under the rules, the foregoing Motion is eligible for consideration by the Senate.

Senator Halvorson, Vice-Chairperson of the Committee on Executive, 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 7181

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

Senator Obama, Chairperson of the Committee on Health and Human Services, to which was referred the Motions to concur with House Amendments to the following Senate Bills, reported that the Committee recommends that they be approved for consideration:

Motion to Concur in House Amendment 1 to Senate Bill 2270
Motion to Concur in House Amendments 1 and 2 to Senate Bill 3013

Under the rules, the foregoing Motions are eligible for consideration by the Senate.

Senator Link, Chairperson of the Committee on Revenue, to which was referred the Motion to concur with House Amendment to the following Senate Bill, reported that the Committee recommends that it be approved for consideration:

Motion to Concur in House Amendments 1, 2 and 3 to Senate Bill 2635

Under the rules, the foregoing Motion is eligible for consideration by the Senate.

Senator Munoz, Chairperson of the Committee on Licensed Activities, to which was referred the Motions to concur with House Amendments to the following Senate Bills, reported that the Committee recommends that they be adopted:

Motion to Concur in House Amendment 1 to Senate Bill 2251
Motion to Concur in House Amendment 1 to Senate Bill 2382
Motion to Concur in House Amendment 1 to Senate Bill 2887

Under the rules, the foregoing Motions are eligible for consideration by the Senate.

Senators Cullerton and Dillard, Co-Chairpersons of the Committee on Judiciary, to which was referred the Motion to recede from Senate Amendment to the following House Bill, reported that the Committee recommends that it be approved for consideration:

Motion to Recede from Senate Amendment 1 to House Bill 4247

Under the rules, the foregoing motion is eligible for consideration by the Senate.

[May 27, 2004]

Senators Cullerton and Dillard, Co-Chairpersons of the Committee on Judiciary, to which was referred the Motions to concur with House Amendments to the following Senate Bills, reported that the Committee recommends that they be approved for consideration:

Motion to Concur in House Amendment 1 to Senate Bill 2244
Motion to Concur in House Amendment 1 to Senate Bill 2654
Motion to Concur in House Amendments 1 and 2 to Senate Bill 2878

Under the rules, the foregoing Motions are eligible for consideration by the Senate.

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

Senate Amendment No. 4 to House Bill 3835

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

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION 577

Offered by Senator Clayborne and all Senators:
Mourns the death of Risbia Randolph of East St. Louis.

SENATE RESOLUTION 578

Offered by Senator Clayborne and all Senators:
Mourns the death of Honorable C. Glenn "Owlie" Stevens of Belleville.

SENATE RESOLUTION 579

Offered by Senator Forby and all Senators:
Mourns the death of William H. "Bill" Hobbs of Benton.

By unanimous consent, the foregoing resolutions were referred to the Resolutions Consent Calendar.

At the hour of 4:35 o'clock p.m., the Chair announced that the Senate stand adjourned until Friday, May 28, 2004, at 12:00 o'clock noon.