



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-EIGHTH GENERAL ASSEMBLY

2ND LEGISLATIVE DAY

THURSDAY, JANUARY 10, 2013

9:10 O'CLOCK A.M.

**SENATE
Daily Journal Index
2nd Legislative Day**

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The Senate met pursuant to adjournment.
Senator John M. Sullivan, Rushville, Illinois, presiding.
Prayer by Reverend Richard Irwin, First Christian Church, Springfield, Illinois.
Senator Jacobs led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Wednesday, January 9, 2013, be postponed, pending arrival of the printed Journal.
The motion prevailed.

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

Illiana Expressway - Will, Kankakee (IL) and Lake (IN) Counties Legislative Report - January 2, 2013, submitted by the Department of Transportation.

Williams Consent Decree Annual Report 2012 submitted by the Department of Human Services.

Abuse and Neglect of Adults with Disabilities, DHS OIG FY 12 Annual Report, submitted by the Department of Human Services.

The foregoing reports were ordered received and placed on file in the Secretary's Office.

PRESENTATION OF RESOLUTION

SENATE RESOLUTION NO. 6

Offered by Senator Rezin and all Senators:
Mourns the death of John Henry Duffin of Ottawa.

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

ANNOUNCEMENT ON ATTENDANCE

Senator Althoff announced for the record that Senator Barickman was absent due to family illness.

INTRODUCTION OF BILLS

SENATE BILL NO. 26. Introduced by Senator Steans, a bill for AN ACT concerning public aid.

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

SENATE BILL NO. 27. Introduced by Senator Althoff, a bill for AN ACT concerning government.

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

SENATE BILL NO. 28. Introduced by Senator Althoff, a bill for AN ACT concerning housing.

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

SENATE BILL NO. 29. Introduced by Senator Althoff, a bill for AN ACT concerning finance.

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

SENATE BILL NO. 30. Introduced by Senator Jacobs, a bill for AN ACT concerning government.

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

SENATE BILL NO. 31. Introduced by Senator Noland, a bill for AN ACT concerning civil law.

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

SENATE BILL NO. 32. Introduced by Senator Kotowski, a bill for AN ACT concerning State government.

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

SENATE BILL NO. 33. Introduced by Senator Althoff, a bill for AN ACT concerning safety.

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

SENATE BILL NO. 34. Introduced by Senator Koehler, a bill for AN ACT concerning insurance.

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

SENATE BILL NO. 35. Introduced by Senator Biss, a bill for AN ACT concerning public employee benefits.

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

SENATE BILL NO. 36. Introduced by Senator Silverstein, a bill for AN ACT concerning civil law.

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

SENATE BILL NO. 37. Introduced by Senator Silverstein, a bill for AN ACT concerning public health.

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

SENATE BILL NO. 38. Introduced by Senator Silverstein, a bill for AN ACT concerning insurance.

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

SENATE BILL NO. 39. Introduced by Senator Silverstein, a bill for AN ACT concerning criminal law.

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

APPOINTMENT MESSAGES

Appointment Message No. 0561

To the Honorable Members of the Senate, Ninety-Eighth General Assembly:

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate,

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appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: Illinois Committee for Agricultural Education

Start Date: December 7, 2012

End Date: March 13, 2014

Name: Kay A. Shipman-Swiech

Residence: 918 S. Summit St., Bloomington, IL 61701

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator William E. Brady

Most Recent Holder of Office: Stacy Stremsterfer

Superseded Appointment Message: Not Applicable

Appointment Message No. 0562

To the Honorable Members of the Senate, Ninety-Eighth General Assembly:

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: Executive Ethics Commission

Start Date: December 7, 2012

End Date: June 30, 2016

Name: Matthew Berns

Residence: 922 Marion Ave., Highland Park, IL 60035

Annual Compensation: \$37,571

Per diem: Not Applicable

Nominee's Senator: Senator Julie Morrison

Most Recent Holder of Office: Gayl S. Pyatt

Superseded Appointment Message: Not Applicable

Appointment Message No. 0563

[January 10, 2013]

To the Honorable Members of the Senate, Ninety-Eighth General Assembly:

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: Illinois Committee for Agricultural Education

Start Date: December 7, 2012

End Date: March 13, 2015

Name: Michael E. Gray

Residence: 23 Foothill Rd., Monticello, IL 61856

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Chapin Rose

Most Recent Holder of Office: Donald E. Meyer

Superseded Appointment Message: Not Applicable

Appointment Message No. 0564

To the Honorable Members of the Senate, Ninety-Eighth General Assembly:

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: Illinois Committee for Agricultural Education

Start Date: December 7, 2012

End Date: March 13, 2015

Name: Vern J. McGinnis

Residence: 2515 Garlington Lane, Bloomington, IL 61704

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Jason Barickman

Most Recent Holder of Office: David L. Catron

Superseded Appointment Message: Not Applicable

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Appointment Message No. 0565

To the Honorable Members of the Senate, Ninety-Eighth General Assembly:

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Inspector General

Agency or Other Body: Illinois Department of Human Services

Start Date: December 10, 2012

End Date: January 19, 2015

Name: Michael J. McCotter

Residence: 7629 W. Catalpa Ave., Chicago, IL 60656

Annual Compensation: Determined by the Agency

Per diem: Not Applicable

Nominee's Senator: Senator John G. Mulroe

Most Recent Holder of Office: Daniel Dyslin

Superseded Appointment Message: Appointment Message 494 of the 97th General Assembly

Appointment Message No. 0566

To the Honorable Members of the Senate, Ninety-Eighth General Assembly:

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: Illinois Committee for Agricultural Education

Start Date: December 7, 2012

End Date: March 13, 2015

Name: Timothy Reed

Residence: 209 W. Barr Avenue, Jerseyville, IL 62052

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator William "Sam" McCann

Most Recent Holder of Office: John T. Kabat

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Superseded Appointment Message: Not Applicable

Appointment Message No. 0567

To the Honorable Members of the Senate, Ninety-Eighth General Assembly:

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: Medical Licensing Board

Start Date: July 30, 2012

End Date: January 1, 2014

Name: Dennis D. Palmer, D.O.

Residence: 707 NW 5th Ave., Aledo, IL 61231

Annual Compensation: Expenses

Per diem: Determined by the Secretary

Nominee's Senator: Senator Darin LaHood

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

Appointment Message No. 0568

To the Honorable Members of the Senate, Ninety-Eighth General Assembly:

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: State Board of Health

Start Date: December 31, 2012

End Date: November 1, 2015

Name: Dr. Peter Orris

Residence: 5206 S. Kenwood Ave., Chicago, IL 60615

Annual Compensation: Expenses

Per diem: \$150

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Nominee's Senator: Senator Kwame Raoul

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

Appointment Message No. 0569

To the Honorable Members of the Senate, Ninety-Eighth General Assembly:

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: State Board of Health

Start Date: December 31, 2012

End Date: November 1, 2015

Name: Carolyn C. Lopez

Residence: 2906 W. Wilson Ave., Chicago, IL 60625

Annual Compensation: Expenses

Per diem: \$150 per diem (not to exceed \$10,000 per year)

Nominee's Senator: Senator John J. Cullerton

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

Appointment Message No. 0570

To the Honorable Members of the Senate, Ninety-Eighth General Assembly:

I, Pat Quinn, Governor, am nominating and, by and with the advice and consent of the Senate, appointing the following named individual to the office enumerated below. The advice and consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: State Board of Health

Start Date: December 31, 2012

End Date: November 1, 2015

Name: Tim J. Vega

Residence: 1714 Saddleridge Ct., Washington, Illinois 61571

Annual Compensation: Expenses

Per diem: \$150 per diem

Nominee's Senator: Senator William E. Brady

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

Under the rules, the foregoing Appointment Messages were referred to the Committee on Assignments.

RESOLUTIONS CONSENT CALENDAR

SENATE RESOLUTION NO. 6

Offered by Senator Rezin and all Senators:

Mourns the death of John Henry Duffin of Ottawa.

The Chair moved the adoption of the Resolutions Consent Calendar. The motion prevailed, and the resolution was adopted.

MESSAGE FROM THE HOUSE

A message from the House by

Mr. Mapes, 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. 2

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that when the two houses adjourn on Thursday, January 10, 2013, the House of Representatives stands adjourned until Monday, January 14, 2013, in perfunctory session; and when it adjourns on that day, it stands adjourned until Wednesday, January 16, 2013, in perfunctory session; and when it adjourns on that day, it stands adjourned until Friday, January 18, 2013, in perfunctory session; and when it adjourns on that day, it stands adjourned until Wednesday, January 23, 2013, in perfunctory session; and when it adjourns on that day, it stands adjourned until Friday, January 25, 2013, in perfunctory session; and when it adjourns on that day, it stands adjourned until Tuesday, January 29, 2013, in perfunctory session; and when it adjourns on that day, it stands adjourned until Wednesday, January 30, 2013; or until the call of the Speaker and the Senate stands adjourned until Wednesday, January 16, 2013, in perfunctory session; and when it adjourns on that day, it stands adjourned until Wednesday, January 23, 2013, in perfunctory session; and when it adjourns on that day, it stands adjourned until Wednesday, January 30, 2013, in perfunctory session; and when it adjourns on that day, it stands adjourned until Tuesday, February 05, 2013, or until the call of the President.

Adopted by the House, January 10, 2013.

TIMOTHY D. MAPES, Clerk of the House

By unanimous consent, on motion of Senator Link, the foregoing message reporting House Joint Resolution No. 2 was taken up for immediate consideration.

Senator Link moved that the Senate concur with the House in the adoption of the resolution.

The motion prevailed.

And the Senate concurred with the House in the adoption of the resolution.

[January 10, 2013]

Ordered that the Secretary inform the House of Representatives thereof.

Senator Althoff asked and obtained unanimous consent to recess for the purpose of a Republican caucus.

At the hour of 9:29 o'clock a.m., pursuant to **House Joint Resolution No. 2**, the Chair announced the Senate stand adjourned until Wednesday, January 16, 2013, in perfunctory session, or until the call of the President.