



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-NINTH GENERAL ASSEMBLY

109TH LEGISLATIVE DAY

WEDNESDAY, MAY 4, 2016

12:07 O'CLOCK P.M.

SENATE
Daily Journal Index
109th Legislative Day

| Action | Page(s) |
|---------------------------------------------------------|----------------|
| Committee Meeting Announcement(s)..... | 17 |
| Committee Report Correction | 19 |
| Legislative Measure(s) Filed | 3, 15 |
| Message from the House | 7, 8 |
| Message from the President | 19 |
| Presentation of Senate Resolution No. 1826 | 4 |
| Presentation of Senate Resolutions No'd. 1827-1836..... | 17 |
| Report from Assignments Committee | 15, 16 |
| Report from Standing Committee(s) | 3, 5, 18 |
| Report(s) Received..... | 3 |

| Bill Number | Legislative Action | Page(s) |
|--------------------|------------------------------------------------|----------------|
| SB 2237 | Third Reading | 14 |
| SB 2340 | Third Reading | 13 |
| SB 2804 | Second Reading | 6 |
| SB 2906 | Recalled - Amendment(s) | 8 |
| SB 2906 | Third Reading | 10 |
| SB 3163 | Second Reading | 8 |
| SB 3336 | Recalled - Amendment(s) | 10 |
| SB 3336 | Third Reading | 13 |
| SJR 0055 | Adopted | 17 |
| SR 1735 | Adopted | 5 |
| SR 1772 | Adopted | 14 |
| SR 1784 | Adopted | 14 |
| SR 1826 | Committee on Assignments | 5 |
| HB 6200 | First Reading | 8 |
| HJRCA 0036 | Constitutional Amendment – Second Reading..... | 15 |
| HJRCA 0058 | Posting Notice Waived..... | 14 |

The Senate met pursuant to adjournment.
 Senator John M. Sullivan, Rushville, Illinois, presiding.
 Prayer by Chance Newingham, Lifegate International Ministries, Athens, Illinois.
 Senator Cunningham led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Tuesday, May 3, 2016, be postponed, pending arrival of the printed Journal.
 The motion prevailed.

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

Report of the Virtual Education Review Committee, submitted by the Illinois State Board of Education.

Special Education Expenditures and Receipts Report, submitted by the Illinois State Board of Education.

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

LEGISLATIVE MEASURES FILED

The following Floor amendments to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Floor Amendment No. 3 to Senate Bill 231
 Floor Amendment No. 1 to Senate Bill 467
 Floor Amendment No. 1 to Senate Bill 3403

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

Committee Amendment No. 1 to House Bill 4370
 Committee Amendment No. 1 to House Bill 4576
 Committee Amendment No. 1 to House Bill 4966
 Committee Amendment No. 1 to House Bill 5681
 Committee Amendment No. 2 to House Bill 5681
 Committee Amendment No. 3 to House Bill 5681
 Committee Amendment No. 1 to House Bill 5938

REPORTS FROM STANDING COMMITTEES

Senator E. Jones III, Chairperson of the Committee on Local Government, to which was referred **House Bills Numbered 4336, 4379, 4630, 5584 and 5610** reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator E. Jones III, Chairperson of the Committee on Local Government, to which was referred **House Bill No. 5611**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Noland, of the Committee on Criminal Law, to which was referred **Senate Bills Numbered 3259 and 3331**, reported the same back with the recommendation that the bills do pass.

[May 4, 2016]

Under the rules, the bills were ordered to a second reading.

Senator Noland, Chairperson of the Committee on Criminal Law, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 3 to Senate Bill 1120

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

Senator Noland, Chairperson of the Committee on Criminal Law, to which was referred **House Bills Numbered 4603, 5538, 5594, 6324 and 6325**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator McGuire, Chairperson of the Committee on Higher Education, to which was referred **Senate Resolution No. 1716**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Resolution No. 1716** was placed on the Secretary's Desk.

Senator McGuire, Chairperson of the Committee on Higher Education, to which was referred **House Bill No. 5561**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Biss, Chairperson of the Committee on Human Services, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 3 to Senate Bill 2906

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

Senator Biss, Chairperson of the Committee on Human Services, to which was referred **Senate Joint Resolution No. 44**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Joint Resolution No. 44** was placed on the Secretary's Desk.

Senator Biss, Chairperson of the Committee on Human Services, to which was referred **House Bills Numbered 4425, 5593, 5736 and 5783**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

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

At the hour of 12:13 o'clock p.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

AFTER RECESS

At the hour of 12:49 o'clock p.m., the Senate resumed consideration of business.

Senator Sullivan, presiding.

PRESENTATION OF RESOLUTION

Senator Hastings offered the following Senate Resolution, which was referred to the Committee on Assignments:

[May 4, 2016]

SENATE RESOLUTION NO. 1826

WHEREAS, Lung cancer is caused when cells grow at an accelerated rate and do not die, as normal cells would do; instead, they continue to grow and form a group of abnormal cells called a tumor; and

WHEREAS, Lung cancer is the leading cancer killer in both men and women; and

WHEREAS, Lung Cancer is often caused by smoking, but chances of developing this type of cancer increase with family history or with exposure to secondhand smoke, asbestos, radon gas, or high air pollution; and

WHEREAS, Each year, more people die from lung cancer than colon, breast, and prostate cancers combined; and

WHEREAS, Lung cancer is the leading cause of cancer death and the second most diagnosed cancer in both men and women in the United States; and

WHEREAS, Today's smokers smoke fewer cigarettes than those 50 years ago, however, they are at higher risk of developing lung cancer; and

WHEREAS, Lung cancer has the lowest 5-year survival rate of common cancers (breast, prostate, and colorectal) at 17%; and

WHEREAS, Although lung cancer has the highest death rate of any cancer, in 2015, it received a disproportionately low amount of federal research funding; in total, an estimated \$1.012 billion was spent on breast cancer research, \$350 million on prostate cancer research, \$315 million on colon cancer research, and only \$265 million on lung cancer research; and

WHEREAS, The fight against lung cancer occurs on multiple levels, including education, outreach, and policy efforts; and

WHEREAS, Increased coordination among all stakeholders, including federal and state governments, providers, patient groups, community leaders and organizations, the public, business, and researchers, is critical to promote the prevention, diagnosis, and treatment of lung cancer; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we designate the month of November 2016 as Lung Cancer Awareness Month in the State of Illinois.

REPORT FROM STANDING COMMITTEES

Senator Raoul, Chairperson of the Committee on Judiciary, to which was referred **House Bills Numbered 3982, 4361, 4447, 4449, 4552, 4562, 4590, 4641, 4658, 4697, 5551, 5607, 5656, 5660, 5696 and 6225**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Raoul, Chairperson of the Committee on Judiciary, to which was referred **House Bills Numbered 5775 and 6083**, reported the same back with amendments having been adopted thereto, with the recommendation that the bills, as amended, do pass.

Under the rules, the bills were ordered to a second reading.

CONSIDERATION OF RESOLUTION ON SECRETARY'S DESK

Senator Bennett moved that **Senate Resolution No. 1735**, on the Secretary's Desk, be taken up for immediate consideration.

[May 4, 2016]

The motion prevailed.
 Senator Bennett moved that Senate Resolution No. 1735 be adopted.
 The motion prevailed.
 And the resolution was adopted.

READING BILL OF THE SENATE A SECOND TIME

On motion of Senator Biss, **Senate Bill No. 2804** having been printed, was taken up, read by title a second time.

The following amendment was offered in the Committee on Executive, adopted and ordered printed:

AMENDMENT NO. 1 TO SENATE BILL 2804

AMENDMENT NO. 1. Amend Senate Bill 2804 on page 2, by replacing lines 1 through 7 with the following:

"A demand under this Section applies only to wages due at the time of service of the demand and upon subsequent wages until the total amount due under the assignment is paid or the employee revokes the wage assignment or until the expiration of the employer's payroll period ending immediately prior to 84 days after service of such demand, whichever first occurs."; and

on page 3, by replacing lines 9 through 13 with the following:

"Payments must be made until the total amount due under the assignment is paid or the employee revokes the wage assignment."; and

on page 4, line 2, after the period, by inserting "A wage assignment is a document you signed at the time you received your loan. It authorizes your creditor to receive a portion of your wages directly from your employer, in order to pay back your debt."; and

on page 4, line 3, after "information", by inserting "about the debt and what you can do to stop your wages from being assigned"; and

on page 4, line 22, by changing "form" to "Revocation Notice Form"; and

on page 4, line 24, after the period, by inserting "Your creditor will still be able to pursue other means of collecting any debt you may owe, including filing a lawsuit."; and

on page 5, by replacing line 4 with the following:

"(iii) the following statement: "NOTICE OF REVOCATION: I am revoking the wage"; and

on page 5, line 26, after "NOTICE", by inserting "FORM"; and

on page 6, line 22, by changing "revocation notice" to "Revocation Notice Form"; and

on page 7, line 1, by changing "revocation notice" to "written notice of revocation"; and

on page 7, lines 4 and 5, by changing "letter revoking the wage assignment" to "written notice of revocation"; and

on page 7, line 7, by changing "revocation notice" to "written notice of revocation"; and

on page 8, line 7, by changing "revocation notice" to "Revocation Notice Form"; and

on page 8, line 9, by changing "written notice" to "a written notice of revocation"; and

on page 8, line 15, by changing "revocation notice" to "Revocation Notice Form"; and

[May 4, 2016]

on page 8, line 15, after "forth", by inserting "in"; and

on page 8, line 16, after "notice", by inserting "of revocation"; and

on page 8, line 23, by changing "revocation notice" to "Revocation Notice Form"; and

on page 8, line 24, after "notice", by inserting "of revocation".

Senate Floor Amendment No. 2 was held in the Committee on Assignments.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

MESSAGES 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 passed a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 6200

A bill for AN ACT concerning criminal law.

Passed the House, May 4, 2016.

TIMOTHY D. MAPES, Clerk of the House

The foregoing **House Bill No. 6200** was taken up, ordered printed and placed on first reading.

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. 124

WHEREAS, In 2013, the Supreme Court of the United States, in *Shelby County v. Holder*, held that states can no longer be judged by voter discrimination that went on decades ago; and

WHEREAS, The formula used in Section 4(a) of the Voting Rights Act was found to be unconstitutional, outdated, and no longer relevant in modern times; if a state had qualified under the formula in Section 4(a), Section 5 would be activated, which required review either by the United States District Court for Washington, D.C. or the Attorney General; and

WHEREAS, The U.S. Supreme Court directed Congress to identify jurisdictions that should be singled out now for voter discrimination, as opposed to discrimination 40 years ago, as long as the formula does not include black voter registration and turnout from decades ago; and

WHEREAS, If Congress does not re-authorize the formula in Section 4(a), the Voting Rights Act loses much of its original purpose to prevent discrimination in voting; without a formula in Section 4, Section 5 preclearance goes unused in states with a history of discrimination; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that we urge Congress to re-authorize Section 4 of the Federal Voting Rights Act so that citizens who were previously protected do not become disenfranchised; and be it further

[May 4, 2016]

RESOLVED, That suitable copies of this resolution be delivered to the Speaker of the United States House of Representatives Paul Ryan, United States Senate Majority Leader Mitch McConnell, and President Barack Obama.

Adopted by the House, May 4, 2016.

TIMOTHY D. MAPES, Clerk of the House

The foregoing message from the House of Representatives reporting House Joint Resolution No. 124 was referred to the Committee on Assignments.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

House Bill No. 6200, sponsored by Senator Collins, was taken up, read by title a first time and referred to the Committee on Assignments.

READING BILL OF THE SENATE A SECOND TIME

On motion of Senator Van Pelt, **Senate Bill No. 3163** having been printed, was taken up, read by title a second time and ordered to a third reading.

SENATE BILL RECALLED

On motion of Senator Stadelman, **Senate Bill No. 2906** was recalled from the order of third reading to the order of second reading.

Senator Stadelman offered the following amendment and moved its adoption:

AMENDMENT NO. 3 TO SENATE BILL 2906

AMENDMENT NO. 3. Amend Senate Bill 2906, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Public Aid Code is amended by changing Section 9A-8 as follows:

(305 ILCS 5/9A-8) (from Ch. 23, par. 9A-8)

Sec. 9A-8. Operation of Program.

(a) At the time of application or redetermination of eligibility under Article IV, as determined by rule, the Illinois Department shall provide information in writing and orally regarding the education, training and employment program to all applicants and recipients. The information required shall be established by rule and shall include, but need not be limited to:

(1) education (including literacy training), employment and training opportunities available, the criteria for approval of those opportunities, and the right to request changes in the personal responsibility and services plan to include those opportunities;

(1.1) a complete list of all activities that are approvable activities, and the circumstances under which they are approvable, including work activities, substance abuse or mental health treatment, activities to escape and prevent domestic violence, caring for a medically impaired family member, and any other approvable activities, together with the right to and procedures for amending the responsibility and services plan to include these activities;

(1.2) the rules concerning the lifetime limit on eligibility, including the current status of the applicant or recipient in terms of the months of remaining eligibility, the criteria under which a month will not count towards the lifetime limit, and the criteria under which a recipient may receive benefits beyond the end of the lifetime limit;

(2) supportive services including child care and the rules regarding eligibility for and access to the child care assistance program, transportation, initial expenses of employment, job retention, books and fees, and any other supportive services;

(3) the obligation of the Department to provide supportive services;

(4) the rights and responsibilities of participants, including exemption, sanction,

[May 4, 2016]

reconciliation, and good cause criteria and procedures, termination for non-cooperation and reinstatement rules and procedures, and appeal and grievance procedures; and

(5) the types and locations of child care services.

(b) The Illinois Department shall notify the recipient in writing of the opportunity to volunteer to participate in the program.

(c) (Blank).

(d) As part of the personal plan for achieving employment and self-sufficiency, the Department shall conduct an individualized assessment of the participant's employability. No participant may be assigned to any component of the education, training and employment activity prior to such assessment. The plan shall include collection of information on the individual's background, proficiencies, skills deficiencies, education level, work history, employment goals, interests, aptitudes, and employment preferences, as well as factors affecting employability or ability to meet participation requirements (e.g., health, physical or mental limitations, child care, family circumstances, domestic violence, sexual violence, substance abuse, and special needs of any child of the individual). As part of the plan, individuals and Department staff shall work together to identify any supportive service needs required to enable the client to participate and meet the objectives of his or her employability plan. The assessment may be conducted through various methods such as interviews, testing, counseling, and self-assessment instruments. In the assessment process, the Department shall offer to include standard literacy testing and a determination of English language proficiency and shall provide it for those who accept the offer. Based on the assessment, the individual will be assigned to the appropriate activity. The decision will be based on a determination of the individual's level of preparation for employment as defined by rule.

(e) Recipients determined to be exempt may volunteer to participate pursuant to Section 9A-4 and must be assessed.

(f) As part of the personal plan for achieving employment and self-sufficiency under Section 4-1, an employability plan for recipients shall be developed in consultation with the participant. The Department shall have final responsibility for approving the employability plan. The employability plan shall:

(1) contain an employment goal of the participant;

(2) describe the services to be provided by the Department, including child care and other support services;

(3) describe the activities, such as component assignment, that will be undertaken by the participant to achieve the employment goal. The Department shall treat participation in high school and high school equivalency programs as a core activity and count participation in high school and high school equivalency programs toward the first 20 hours per week of participation. The Department shall approve participation in high school or high school equivalency programs upon written or oral request of the participant if he or she has not already earned a high school diploma or a high school equivalency certificate. However, participation in high school or high school equivalency programs may be delayed as part of an applicant's or recipient's personal plan for achieving employment and self-sufficiency if it is determined that the benefit from participating in another activity, such as, but not limited to, treatment for substance abuse or an English proficiency program, would be greater to the applicant or recipient than participation in high school or a high school equivalency program. The availability of high school and high school equivalency programs may also delay enrollment in those programs. The Department shall treat such activities as a core activity as long as satisfactory progress is made, as determined by the high school or high school equivalency program. Proof of satisfactory progress shall be provided by the participant or the school at the end of each academic term; and

(4) describe any other needs of the family that might be met by the Department.

(g) The employability plan shall take into account:

(1) available program resources;

(2) the participant's support service needs;

(3) the participant's skills level and aptitudes;

(4) local employment opportunities; and

(5) the preferences of the participant.

(h) A reassessment shall be conducted to assess a participant's progress and to review the employability plan on the following occasions:

(1) upon completion of an activity and before assignment to an activity;

(2) upon the request of the participant;

(3) if the individual is not cooperating with the requirements of the program; and

(4) if the individual has failed to make satisfactory progress in an education or training program.

Based on the reassessment, the Department may revise the employability plan of the participant.

(Source: P.A. 96-866, eff. 7-1-10.)".

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 3 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Stadelman, **Senate Bill No. 2906** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 54; NAYS None.

The following voted in the affirmative:

| | | | |
|---------------|-------------|-------------|---------------|
| Althoff | Haine | McCarter | Richter |
| Anderson | Harmon | McConchie | Rose |
| Barickman | Hastings | McConaughay | Sandoval |
| Bennett | Holmes | McGuire | Silverstein |
| Biss | Hunter | Morrison | Stadelman |
| Brady | Hutchinson | Mulroe | Steans |
| Bush | Koehler | Muñoz | Sullivan |
| Clayborne | Landek | Murphy, L. | Syverson |
| Collins | Lightford | Murphy, M. | Trotter |
| Connelly | Link | Noland | Van Pelt |
| Cullerton, T. | Luechtefeld | Oberweis | Weaver |
| Cunningham | Manar | Radogno | Mr. President |
| Delgado | Martinez | Raoul | |
| Forby | McCann | Rezin | |

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

SENATE BILL RECALLED

On motion of Senator Richter, **Senate Bill No. 3336** was recalled from the order of third reading to the order of second reading.

Senator Richter offered the following amendment and moved its adoption:

AMENDMENT NO. 3 TO SENATE BILL 3336

AMENDMENT NO. 3. Amend Senate Bill 3336 by replacing everything after the enacting clause with the following:

"Section 5. The Freedom of Information Act is amended by changing Section 7.5 as follows:
(5 ILCS 140/7.5)

Sec. 7.5. Statutory exemptions. To the extent provided for by the statutes referenced below, the following shall be exempt from inspection and copying:

- (a) All information determined to be confidential under Section 4002 of the Technology Advancement and Development Act.
- (b) Library circulation and order records identifying library users with specific materials under the Library Records Confidentiality Act.
- (c) Applications, related documents, and medical records received by the Experimental

[May 4, 2016]

Organ Transplantation Procedures Board and any and all documents or other records prepared by the Experimental Organ Transplantation Procedures Board or its staff relating to applications it has received.

(d) Information and records held by the Department of Public Health and its authorized representatives relating to known or suspected cases of sexually transmissible disease or any information the disclosure of which is restricted under the Illinois Sexually Transmissible Disease Control Act.

(e) Information the disclosure of which is exempted under Section 30 of the Radon Industry Licensing Act.

(f) Firm performance evaluations under Section 55 of the Architectural, Engineering, and Land Surveying Qualifications Based Selection Act.

(g) Information the disclosure of which is restricted and exempted under Section 50 of the Illinois Prepaid Tuition Act.

(h) Information the disclosure of which is exempted under the State Officials and Employees Ethics Act, and records of any lawfully created State or local inspector general's office that would be exempt if created or obtained by an Executive Inspector General's office under that Act.

(i) Information contained in a local emergency energy plan submitted to a municipality in accordance with a local emergency energy plan ordinance that is adopted under Section 11-21.5-5 of the Illinois Municipal Code.

(j) Information and data concerning the distribution of surcharge moneys collected and remitted by wireless carriers under the Wireless Emergency Telephone Safety Act.

(k) Law enforcement officer identification information or driver identification information compiled by a law enforcement agency or the Department of Transportation under Section 11-212 of the Illinois Vehicle Code.

(l) Records and information provided to a residential health care facility resident sexual assault and death review team or the Executive Council under the Abuse Prevention Review Team Act.

(m) Information provided to the predatory lending database created pursuant to Article 3 of the Residential Real Property Disclosure Act, except to the extent authorized under that Article.

(n) Defense budgets and petitions for certification of compensation and expenses for court appointed trial counsel as provided under Sections 10 and 15 of the Capital Crimes Litigation Act. This subsection (n) shall apply until the conclusion of the trial of the case, even if the prosecution chooses not to pursue the death penalty prior to trial or sentencing.

(o) Information that is prohibited from being disclosed under Section 4 of the Illinois Health and Hazardous Substances Registry Act.

(p) Security portions of system safety program plans, investigation reports, surveys, schedules, lists, data, or information compiled, collected, or prepared by or for the Regional Transportation Authority under Section 2.11 of the Regional Transportation Authority Act or the St. Clair County Transit District under the Bi-State Transit Safety Act.

(q) Information prohibited from being disclosed by the Personnel Records Review Act.

(r) Information prohibited from being disclosed by the Illinois School Student Records Act.

(s) Information the disclosure of which is restricted under Section 5-108 of the Public Utilities Act.

(t) All identified or deidentified health information in the form of health data or medical records contained in, stored in, submitted to, transferred by, or released from the Illinois Health Information Exchange, and identified or deidentified health information in the form of health data and medical records of the Illinois Health Information Exchange in the possession of the Illinois Health Information Exchange Authority due to its administration of the Illinois Health Information Exchange. The terms "identified" and "deidentified" shall be given the same meaning as in the Health Insurance Portability and Accountability and Portability Act of 1996, Public Law 104-191, or any subsequent amendments thereto, and any regulations promulgated thereunder.

(u) Records and information provided to an independent team of experts under Brian's Law.

(v) Names and information of people who have applied for or received Firearm Owner's Identification Cards under the Firearm Owners Identification Card Act or applied for or received a concealed carry license under the Firearm Concealed Carry Act, unless otherwise authorized by the Firearm Concealed Carry Act; and databases under the Firearm Concealed Carry Act, records of the

Concealed Carry Licensing Review Board under the Firearm Concealed Carry Act, and law enforcement agency objections under the Firearm Concealed Carry Act.

(w) Personally identifiable information which is exempted from disclosure under subsection (g) of Section 19.1 of the Toll Highway Act.

(x) Information which is exempted from disclosure under Section 5-1014.3 of the Counties Code or Section 8-11-21 of the Illinois Municipal Code.

(y) Confidential information under the Adult Protective Services Act and its predecessor enabling statute, the Elder Abuse and Neglect Act, including information about the identity and administrative finding against any caregiver of a verified and substantiated decision of abuse, neglect, or financial exploitation of an eligible adult maintained in the Registry established under Section 7.5 of the Adult Protective Services Act.

(z) Records and information provided to a fatality review team or the Illinois Fatality Review Team Advisory Council under Section 15 of the Adult Protective Services Act.

(aa) Information which is exempted from disclosure under Section 2.37 of the Wildlife Code.

(bb) Information which is or was prohibited from disclosure by the Juvenile Court Act of 1987.

(cc) ~~(bb)~~ Recordings made under the Law Enforcement Officer-Worn Body Camera Act, except to the extent authorized under that Act.

(dd) Information that is exempted from disclosure under Section 30.1 of the Pharmacy Practice Act. (Source: P.A. 98-49, eff. 7-1-13; 98-63, eff. 7-9-13; 98-756, eff. 7-16-14; 98-1039, eff. 8-25-14; 98-1045, eff. 8-25-14; 99-78, eff. 7-20-15; 99-298, eff. 8-6-15; 99-352, eff. 1-1-16; revised 10-14-15.)

Section 10. The Pharmacy Practice Act is amended by adding Section 30.1 as follows:

(225 ILCS 85/30.1 new)

Sec. 30.1. Reporting.

(a) When a pharmacist, registered certified pharmacy technician, or a registered pharmacy technician licensed by the Department is terminated for actions which may have threatened patient safety, the pharmacy or pharmacist-in-charge, pursuant to the policies and procedures of the pharmacy at which he or she is employed, shall report the termination to the chief pharmacy coordinator. Such reports shall be strictly confidential and may be reviewed and considered only by the members of the Board or by authorized Department staff. Such reports, and any records associated with such reports, are exempt from public disclosure and the Freedom of Information Act. Although the reports are exempt from disclosure, any formal complaint filed against a licensee or registrant by the Department or any order issued by the Department against a licensee, registrant, or applicant shall be a public record, except as otherwise prohibited by law.

(b) The report shall be submitted to the chief pharmacy coordinator in a timely fashion. Unless otherwise provided in this Section, the reports shall be filed in writing, on forms provided by the Department, within 60 days after a pharmacy's determination that a report is required under this Act. All reports shall contain only the following information:

(1) The name, address, and telephone number of the person making the report.

(2) The name, license number, and last known address and telephone number of the person who is the subject of the report.

(3) A brief description of the facts which gave rise to the issuance of the report, including dates of occurrence.

(c) The contents of any report and any records associated with such report shall be strictly confidential and may only be reviewed by:

(1) members of the Board of Pharmacy;

(2) the Board of Pharmacy's designated attorney;

(3) administrative personnel assigned to open mail containing reports, to process and distribute reports to authorized persons, and to communicate with senders of reports; or

(4) Department investigators and Department prosecutors.

(d) Whenever a pharmacy or pharmacist-in-charge makes a report and provides any records associated with that report to the Department, acts in good faith, and not in a willful and wanton manner, the person or entity making the report and the pharmacy or health care institution employing him or her shall not, as a result of such actions, be subject to criminal prosecution or civil damages.

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

[May 4, 2016]

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 3 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Righter, **Senate Bill No. 3336** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

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

YEAS 57; NAYS None.

The following voted in the affirmative:

| | | | |
|---------------|-------------|-------------|---------------|
| Althoff | Haine | McCarter | Righter |
| Anderson | Harmon | McConchie | Rose |
| Barickman | Hastings | McConaughay | Sandoval |
| Bennett | Holmes | McGuire | Silverstein |
| Biss | Hunter | Morrison | Stadelman |
| Bivins | Hutchinson | Mulroe | Steans |
| Brady | Jones, E. | Muñoz | Sullivan |
| Bush | Koehler | Murphy, L. | Syverson |
| Clayborne | Landek | Murphy, M. | Trotter |
| Collins | Lightford | Noland | Van Pelt |
| Connelly | Link | Nybo | Weaver |
| Cullerton, T. | Luechtefeld | Oberweis | Mr. President |
| Cunningham | Manar | Radogno | |
| Delgado | Martinez | Raoul | |
| Forby | McCann | Rezin | |

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

CONSIDERATION OF SENATE BILL ON CONSIDERATION POSTPONED

On motion of Senator Lightford, **Senate Bill No. 2340**, having been read by title a third time on April 22, 2016, and pending roll call further consideration postponed, was taken up again on third reading.

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

YEAS 33; NAYS 20.

The following voted in the affirmative:

| | | | |
|------------|------------|------------|---------------|
| Biss | Hunter | McGuire | Stadelman |
| Bush | Hutchinson | Morrison | Steans |
| Clayborne | Jones, E. | Mulroe | Sullivan |
| Collins | Koehler | Muñoz | Trotter |
| Cunningham | Landek | Murphy, L. | Van Pelt |
| Delgado | Lightford | Noland | Mr. President |
| Harmon | Link | Raoul | |
| Hastings | Manar | Sandoval | |

[May 4, 2016]

Holmes

Martinez

Silverstein

The following voted in the negative:

Althoff

Luechtefeld

Nybo

Syverson

Anderson

McCann

Oberweis

Weaver

Barickman

McCarter

Radogno

Bivins

McConchie

Rezin

Brady

McConnaughay

Righter

Connelly

Murphy, M.

Rose

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

CONSIDERATION OF RESOLUTIONS ON SECRETARY'S DESK

Senator Manar moved that **Senate Resolution No. 1772**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Manar moved that Senate Resolution No. 1772 be adopted.

The motion prevailed.

And the resolution was adopted.

Senator Steans moved that **Senate Resolution No. 1784**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Steans moved that Senate Resolution No. 1784 be adopted.

The motion prevailed.

And the resolution was adopted.

POSTING NOTICE WAIVED

Senator Steans moved to waive the six-day posting requirement on **House Joint Resolution Constitutional Amendment No. 58** so that the measure may be heard in the Subcommittee on Constitutional Amendments Affecting the Judiciary that is scheduled to meet at 4:30 o'clock p.m., and if recommended to the parent committee, waive the six-day posting requirement so that the measure may be heard in the Committee on Judiciary that is scheduled to meet at 5:00 o'clock p.m. today.

The motion prevailed.

READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Harmon, **Senate Bill No. 2237** having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

At the hour of 1:50 o'clock p.m., Senator Link, presiding.

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

YEAS 35; NAYS 18.

The following voted in the affirmative:

Althoff

Hastings

McGuire

Raoul

[May 4, 2016]

| | | | |
|---------------|-----------|------------|---------------|
| Biss | Hunter | Morrison | Sandoval |
| Brady | Jones, E. | Mulroe | Stadelman |
| Clayborne | Koehler | Muñoz | Steans |
| Collins | Landek | Murphy, L. | Syverson |
| Connelly | Lightford | Murphy, M. | Trotter |
| Cullerton, T. | Link | Noland | Van Pelt |
| Delgado | Manar | Nybo | Mr. President |
| Harmon | McCarter | Radogno | |

The following voted in the negative:

| | | | |
|------------|-------------|--------------|-------------|
| Anderson | Forby | McConchie | Silverstein |
| Barickman | Haine | McConnaughay | Sullivan |
| Bennett | Holmes | Rezin | Weaver |
| Bivins | Luechtefeld | Righter | |
| Cunningham | McCann | Rose | |

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

At the hour of 2:06 o'clock p.m., Senator Sullivan, presiding.

READING CONSTITUTIONAL AMENDMENT A SECOND TIME

On motion of Senator Haine, **House Joint Resolution Constitutional Amendment No. 36** having been printed, was again taken, read in full a second time and ordered to a third reading.

LEGISLATIVE MEASURES FILED

The following Floor amendments to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Floor Amendment No. 2 to Senate Bill 2688
 Floor Amendment No. 1 to Senate Bill 3163

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

Committee Amendment No. 1 to House Bill 4318

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 4, 2016 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Commerce and Economic Development: **Floor Amendment No. 2 to Senate Bill 517.**

Criminal Law: **HOUSE BILLS 6190 and 6328.**

Environment and Conservation: **Floor Amendment No. 3 to Senate Bill 2417.**

Executive: **Floor Amendment No. 1 to Senate Bill 467, Floor Amendment No. 2 to Senate Bill 2804, Committee Amendment No. 1 to House Bill 4589, Committee Amendment No. 1 to House Bill 6292, HOUSE BILL 5576.**

Higher Education: **HOUSE BILL 6302.**

Insurance: **HOUSE BILL 3549.**

Judiciary: **HOUSE BILLS 3898 and 6109.**

Labor: **Floor Amendment No. 1 to Senate Bill 3163.**

Licensed Activities and Pensions: **Floor Amendment No. 2 to Senate Bill 2955.**

Public Health: **HOUSE BILL 4935.**

State Government and Veterans Affairs: **Committee Amendment No. 1 to House Bill 4370.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 4, 2016 meeting, reported the following Resolution has been assigned to the indicated Standing Committee of the Senate:

Transportation: **Senate Joint Resolution No. 48.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 4, 2016 meeting, reported that the following Legislative Measure has been approved for consideration:

Floor Amendment No. 3 to Senate Bill 231

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

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 4, 2016 meeting, to which was referred **House Bill No. 6331**, reported the same back with the recommendation that the bill be placed on the order of second reading without recommendation to committee.

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 4, 2016 meeting, reported that the following Legislative Measure has been approved for consideration:

Senate Joint Resolution 55

The foregoing resolution was placed on the Secretary's Desk.

COMMITTEE MEETING ANNOUNCEMENTS

The Chair announced the following committees to meet at 3:30 o'clock p.m.:

Executive in Room 212
Licensed Activities and Pensions in Room 400

COMMITTEE MEETING ANNOUNCEMENTS FOR MAY 5, 2016

The Chair announced the following committee to meet at 9:30 o'clock a.m.:

Commerce and Economic Development in Room 400

[May 4, 2016]

The Chair announced the following committee to meet at 10:00 o'clock a.m.:

Environment and Conservation in Room 400

The Chair announced the following committee to meet at 11:00 o'clock a.m.:

Labor in Room 400

CONSIDERATION OF RESOLUTION ON SECRETARY'S DESK

Senator Haine moved that **Senate Joint Resolution No. 55**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Haine moved that Senate Joint Resolution No. 55 be adopted.

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 | Haine | McCarter | Rose |
| Anderson | Harmon | McConchie | Sandoval |
| Barickman | Hastings | McConnaughay | Silverstein |
| Bennett | Holmes | McGuire | Stadelman |
| Biss | Hunter | Morrison | Steans |
| Bivins | Hutchinson | Mulroe | Sullivan |
| Brady | Jones, E. | Muñoz | Syverson |
| Bush | Koehler | Murphy, L. | Trotter |
| Clayborne | Landek | Murphy, M. | Van Pelt |
| Collins | Lightford | Noland | Weaver |
| Connelly | Link | Oberweis | Mr. President |
| Cullerton, T. | Luechtefeld | Radogno | |
| Cunningham | Manar | Raoul | |
| Delgado | Martinez | Rezin | |
| Forby | McCann | Righter | |

The motion prevailed.

And the resolution was adopted.

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

At the hour of 2:41 o'clock p.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

AFTER RECESS

At the hour of 5:45 o'clock p.m., the Senate resumed consideration of business.

Senator Harmon, presiding.

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 1827

Offered by Senator Anderson and all Senators:

Mourns the death of William A. Schultz, Jr., of Silvis.

[May 4, 2016]

SENATE RESOLUTION NO. 1828

Offered by Senator Anderson and all Senators:
Mourns the death of Otto E. Ehm of Rock Island.

SENATE RESOLUTION NO. 1829

Offered by Senator Anderson and all Senators:
Mourns the death of Ralph B. Smith, Sr., of Rock Island.

SENATE RESOLUTION NO. 1830

Offered by Senator Anderson and all Senators:
Mourns the death of Larry Wayne Dolan of Moline.

SENATE RESOLUTION NO. 1831

Offered by Senator Anderson and all Senators:
Mourns the death of Gary G. Newman of Moline.

SENATE RESOLUTION NO. 1832

Offered by Senator Anderson and all Senators:
Mourns the death of Robert V. Lofgren of Moline.

SENATE RESOLUTION NO. 1833

Offered by Senator Anderson and all Senators:
Mourns the death of Edward Otto Gizynski of Silvis.

SENATE RESOLUTION NO. 1834

Offered by Senator Haine and all Senators:
Mourns the death of Eva H. Sawyer of Hillside.

SENATE RESOLUTION NO. 1835

Offered by Senator Haine and all Senators:
Mourns the death of John Douglas Behme of Worden.

SENATE RESOLUTION NO. 1836

Offered by Senator McGuire and all Senators:
Mourns the death of Robert L. "Bob" Rohder of Joliet.

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

REPORTS FROM STANDING COMMITTEES

Senator Martinez, Chairperson of the Committee on Licensed Activities and Pensions, to which was referred **House Bills Numbered 4259, 5949 and 6030**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Landek, Chairperson of the Committee on State Government and Veterans Affairs, to which was referred **House Bills Numbered 538, 4389, 4529, 4678, 5018, 5600, 5756 and 6031**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Landek, Chairperson of the Committee on State Government and Veterans Affairs, to which was referred **House Bill No. 4370**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Harmon, Chairperson of the Committee on Executive, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to Senate Bill 467
Senate Amendment No. 2 to Senate Bill 2804

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

Senator Harmon, Chairperson of the Committee on Executive, to which was referred **House Bills Numbered 694, 4334 and 4668**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Harmon, Chairperson of the Committee on Executive, to which was referred **House Bill No. 4589**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

COMMITTEE REPORT CORRECTION

On May 4, 2016 the Senate Committee on Judiciary reported House Bill 4658 with a recommendation of "do pass" in its report to the Senate. Senate Committee Amendment #1 to House Bill 4658 was adopted by the Committee and therefore House Bill 4658 is reported "Do Pass as Amended".

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 4, 2016 meeting, reported that the Committee recommends that **House Bill No. 306** be re-referred from the Committee on Executive to the Committee on Education.

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 4, 2016 meeting, to which was referred **Senate Bill No. 150** on April 21, 2015, 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 **Senate Bill No. 150** was returned to the order of third reading.

MESSAGE FROM THE PRESIDENT

OFFICE OF THE SENATE PRESIDENT STATE OF ILLINOIS

JOHN J. CULLERTON
SENATE PRESIDENT

327 STATE CAPITOL
SPRINGFIELD, IL 62706
217-782-2728

May 4, 2016

Mr. Tim Anderson
Secretary of the Senate
Room 401 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Rule 2-10, I am cancelling Session scheduled for Friday, May 6, 2016.

[May 4, 2016]

Sincerely,
s/John J. Cullerton
John J. Cullerton
Senate President

cc: Senate Minority Leader Christine Radogno

At the hour of 5:48 o'clock p.m., the Chair announced the Senate stand adjourned until Thursday, May 5, 2016, at 12:00 o'clock noon.

[May 4, 2016]