



SENATE JOURNAL

STATE OF ILLINOIS

NINETY-NINTH GENERAL ASSEMBLY

134TH LEGISLATIVE DAY

MONDAY, JANUARY 9, 2017

11:20 O'CLOCK A.M.

SENATE
Daily Journal Index
134th Legislative Day

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SB 2437	Concur in House Amendment(s).....	45
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The Senate met pursuant to adjournment.
 Senator Terry Link, Waukegan, Illinois, presiding.
 Prayer by Pastor Jeff Nelson, Cherry Hills Baptist Church, Springfield, Illinois.
 Senator Cunningham led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Thursday, December 1, 2016, be postponed, pending arrival of the printed Journal.
 The motion prevailed.

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

FY 2016 Expenditures for Services Provided in Prior Fiscal Years, submitted by the Department of Healthcare and Family Services.

Medical Services for which Claims were Received in Prior Fiscal Years, submitted by the Department of Healthcare and Family Services.

Portion of Medical Services for which Claims were Received in Prior Fiscal Years subject to Annual Caps, submitted by the Department of Healthcare and Family Services.

Explanations of the causes of the variance between the previous year's estimated and actual liabilities, submitted by the Department of Healthcare and Family Services.

Factors affecting the Department of Healthcare and Family Services liabilities, submitted by the Department of Healthcare and Family Services.

Results of the Department's Efforts to Combat Fraud and Abuse, submitted by the Department of Healthcare and Family Services.

Illiana Expressway - Will, Kankakee (IL) and Lake (IN) Counties - Legislative Report – November 1, 2016, submitted by the Department of Transportation.

Illiana Expressway - Will, Kankakee (IL) and Lake (IN) Counties - Legislative Report – December 1, 2016, submitted by the Department of Transportation.

Personal Information Protection Act Report, submitted by the Capital Development Board.

FY 2015 Fiscal Responsibility Report Card, submitted by the Office of the Comptroller.

Illinois Education Funding Recommendations, January 2017, submitted by the Education Funding Advisory Board.

Report of a review of rules and regulations of standard procurement, submitted by the Chief Procurement Office for Public Institutions of Higher Education.

Report of a review of rules and regulations of standard procurement, submitted by the Chief Procurement Office for the Capital Development Board.

Healthy Illinois 2027 State Health Improvement Plan, submitted by the Department of Public Health.

Healthy Illinois 2027 State Health Assessment, submitted by the Department of Public Health.

Healthy Illinois 2027 Health Data – Core Indicators, submitted by the Department of Public Health.

2016 Annual Report on Public University Tuition and Fee Waivers, submitted by the Illinois Board of Higher Education.

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FY16 African American, Hispanic and Asian Employment Plan Surveys, submitted by the Office of the Comptroller.

Report designating Mendota Hills, LLC as an Illinois High Impact Business/Wind Energy Business, submitted by the Department of Commerce and Economic Opportunity.

Use of Emerging Investment Managers, December 1, 2016, submitted by the State Universities Retirement System.

2016 report on the number of transitional housing facilities for sex offenders licensed by the Department, submitted by the Department of Corrections.

SOMB 2016 report regarding the training and educational programs, submitted by the Sex Offender Management Board.

Personal Information Protection Act Report, submitted by Northern Illinois University.

FY 2016 Annual Report of the OIG for the Chicago Board of Education, submitted by the Office of the Inspector General for the Chicago Board of Education.

FY16 African American, Hispanic and Asian Employment Plan Surveys, submitted by the Office of the Treasurer.

Attendance Commission Report to the General Assembly and the State Board of Education, December 15, 2016, submitted by the Illinois State Board of Education.

Report of a review of rules and regulations of standard procurement, submitted by the Chief Procurement Office for the Department of Transportation.

Capital Needs Assessment Survey Results, November 2016, submitted by the Illinois State Board of Education.

Illinois Preschool for All Triennial Report, Fiscal Years 2013, 2014, and 2015, submitted by the Illinois State Board of Education.

Illinois Workforce Development FPY'15/SFY'16 Annual Report, submitted by the Department of Commerce and Economic Opportunity.

Report of the Illinois Delegation to the National Conference of Commissioners on Uniform State Laws, submitted by the Legislative Reference Bureau.

Small Business Set-Aside Program, Fiscal Year 2016, submitted by the Chief Procurement Office.

Final Report to the General Assembly on the Uninsured Motorist Advisory Committee, submitted by the Secretary of State.

FY 2016 Annual Report of the State Appellate Defender, submitted by the Office of the State Appellate Defender.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of DuPage.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Mason.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Grundy.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Johnson.

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Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Macon.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Whiteside.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Menard.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of McHenry.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Mercer.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Vermilion.

Equal Pay Act, 2016 Annual Report, Administration and Enforcement Activities, submitted by the Department of Labor.

Child Labor Law, 2016 Annual Report, Administration and Enforcement Activities, submitted by the Department of Labor.

2016 Report of the Illinois Commission to End Hunger, submitted by the Illinois Commission to End Hunger.

Business Assistance and Regulatory Reform Act Report pursuant to P.A. 99-0370, submitted by the State Fire Marshal.

Business Assistance and Regulatory Reform Act Report pursuant to P.A. 99-0370, submitted by the Executive Ethics Commission.

Annual Report of the OIG of the Department of Children and Family Services, January 2017, submitted by the Department of Children and Family Services.

Business Assistance and Regulatory Reform Act Report pursuant to P.A. 99-0370, submitted by the Office of the State Treasurer.

Fiscal Year 2016 Annual Report, Work of the Independent Juvenile Ombudsman, submitted by the Department of Juvenile Justice.

Business Assistance and Regulatory Reform Act Report pursuant to P.A. 99-0370, submitted by the State Retirement Systems.

FY 2016 Annual Report of Collections Remitted to the State Comptroller, submitted by the Department of Revenue.

Report on the Use of Emerging Investment Managers and Broker/Dealers as of September 30, 2016, submitted by the Cook County Pension Fund.

Report of the Urban Weatherization Initiative Program, submitted by the Department of Commerce and Economic Opportunity.

Employment Opportunities Grant Program Summary for 2016, submitted by the Department of Commerce and Economic Opportunity.

Business Assistance and Regulatory Reform Act Report pursuant to P.A. 99-0370, submitted by the Department of Commerce and Economic Opportunity.

2016 State Mandates Catalog, submitted by the Department of Commerce and Economic Opportunity.

[January 9, 2017]

Bilingual Needs and Bilingual Pay Survey Report for Fiscal Year June 1, 2015 – June 30, 2016, submitted by the Department of Central Management Services.

Annual Report of the Violent Crimes Advisory Commission, submitted by the Office of the Attorney General.

State Employee Child Care Centers 2016 Annual Report, submitted by the Department of Central Management Services.

Social Security Number Protection Task Force Report, submitted by the Social Security Number Protection Task Force.

Illinois State Treasurer 2016 Annual Report, submitted by the Office of the State Treasurer.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Woodford.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Livingston.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of McDonough.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Calhoun.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Hancock.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Effingham.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Knox.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Carroll.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Bond.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Stark.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Edgar.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of White.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Jo Daviess.

Hospital Capital Investment Program Annual Report, December 2016, submitted by the Department of Public Health.

TRS Final Funding Certification of FY 2018 TRA State Contribution Requirement, submitted by the Teachers' Retirement System of Illinois.

Business Assistance and Regulatory Reform Act Report pursuant to P.A. 99-0370, submitted by Chief Procurement Office for General Services.

Report of the ILRB pursuant to Section 6.1(r) of the Illinois Police Training Act, July 1, 2016 to December 31, 2017, submitted by the Illinois Labor Relations Board.

[January 9, 2017]

DOIT Information Technology Transformation, December 30, 2016, submitted by the Department of Innovation and Technology.

Report on Emerging Money Managers, submitted by the Illinois State Board of Investment.

FY16 Report on the Hiring of Veterans by State Vendors, submitted by the Department of Central Management Services.

FY 16 Report on the Hiring of Ex-Offenders by State Vendors, submitted by the Department of Central Management Services.

2016 Local Government Legislative Report, submitted by the Department of Commerce and Economic Opportunity.

DJJ 2016 Annual Report, submitted by the Department of Juvenile Justice.

DJJ Quarterly Report, January 2017, submitted by the Department of Juvenile Justice.

Traditional Budgetary Financial Report, Fiscal Year 2016, submitted by the Office of the Comptroller.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Crawford.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Kendall.

DCFS Multi-Disciplinary Workgroup Report, FY 2016, submitted by the Department of Children and Family Services.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of St. Clair.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Kankakee.

Appointed Local Public Entity Report pursuant to P.A. 99-0634, submitted by the County of Peoria.

Report of expenses incurred while serving as EIG for the RTA, CTA, Metra, and Pace, submitted by the Executive Inspector General for the Agencies of the Governor.

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

MESSAGES 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

January 5, 2017

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

[January 9, 2017]

Dear Mr. Secretary:

Pursuant to Rule 2-10, I am scheduling a regular session of the Senate to convene at 11:00 a.m. on Monday, January 9th 2017.

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

cc: Senate Minority Leader Christine Radogno

**OFFICE OF THE SENATE PRESIDENT
STATE OF ILLINOIS**

JOHN J. CULLERTON
SENATE PRESIDENT

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

January 9, 2017

Mr. Tim Anderson
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the committee and 3rd reading deadline to January 10, 2017, for the following bills:

SB 17, SB 245, SB 263, SB 284, SB 305, SB 390, SB 393, SB 435, SB 523, SB 584, SB 951, SB 1110, SB 2053, HB 242, HB 5907

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

cc: Senate Republican Leader Christine Radogno

MESSAGES FROM THE GOVERNOR

**STATE OF ILLINOIS
OFFICE OF THE GOVERNOR
CAPITOL BUILDING, 207 STATE HOUSE
SPRINGFIELD, ILLINOIS 62706**

**BRUCE RAUNER
GOVERNOR**

December 2, 2016

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

[January 9, 2017]

Mr. President,

On November 15, 2016, appointment message 990588 nominating Anne Marie Splitstone to be Trustee of the Teachers Retirement System Board of Trustees was delivered to your Honorable Body. As of the date of this letter, it is my understanding that the Senate has not taken action on this nomination.

Please be advised that, the Appointment Message, for which concurrence in and confirmation of your Honorable Body was sought, is hereby withdrawn, effective at 4:30 PM on Friday, December 2, 2016.

Sincerely,
s/Bruce Rauner
Governor

cc: The Honorable Jesse White, Secretary of State

**STATE OF ILLINOIS
OFFICE OF THE GOVERNOR
CAPITOL BUILDING, 207 STATE HOUSE
SPRINGFIELD, ILLINOIS 62706**

BRUCE RAUNER
GOVERNOR

December 2, 2016

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

Mr. President,

On November 29, 2016, appointment message 990612 nominating Randall Rosenbaum to be member of the Illinois Criminal Justice Information Authority was delivered to your Honorable Body. As of the date of this letter, it is my understanding that the Senate has not taken action on this nomination.

Please be advised that, the Appointment Message, for which concurrence in and confirmation of your Honorable Body was sought, is hereby withdrawn, effective at 4:30 PM on Friday, December 2, 2016.

Sincerely,
s/Bruce Rauner
Governor

cc: The Honorable Jesse White, Secretary of State

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 2484

Offered by Senator Brady and all Senators: j
Mourns the death of Arthur Daniel "Dan" Nafziger II of Louisville, Kentucky.

SENATE RESOLUTION NO. 2485

Offered by Senator Brady and all Senators:
Mourns the death of Dr. Anjuli Seth Nayak of Chicago.

SENATE RESOLUTION NO. 2486

Offered by Senator Brady and all Senators:
Mourns the death of Peggy Minch Rust Johnson of Bloomington.

[January 9, 2017]

SENATE RESOLUTION NO. 2487

Offered by Senator J. Cullerton and all Senators:
Mourns the death of Edward F. McElroy.

SENATE RESOLUTION NO. 2488

Offered by Senator Harmon and all Senators:
Mourns the death of Abner J. Mikva.

SENATE RESOLUTION NO. 2489

Offered by Senator Harmon and all Senators:
Mourns the death of Lewis Allen Carmichael of Oak Park.

SENATE RESOLUTION NO. 2490

Offered by Senator McGuire and all Senators:
Mourns the death of Isabella M. Petersen Peck of Joliet.

SENATE RESOLUTION NO. 2491

Offered by Senator McGuire and all Senators:
Mourns the death of Ronald J. Kozlowski of Bolingbrook.

SENATE RESOLUTION NO. 2492

Offered by Senator Manar and all Senators:
Mourns the death of Terry J. Hannig of Saddlebrook, Arizona, formerly of Springfield.

SENATE RESOLUTION NO. 2493

Offered by Senator McConchie and all Senators:
Mourns the death of Madelynn Nicole "Maddy" McInerney of Libertyville.

SENATE RESOLUTION NO. 2494

Offered by Senator Rezin and all Senators:
Mourns the death of Charles T. "Chuck" Greenway of Morris.

SENATE RESOLUTION NO. 2495

Offered by Senator Barickman and all Senators:
Mourns the death of Stephen H. "Steve" Bauer of Urbana.

SENATE RESOLUTION NO. 2496

Offered by Senator Haine and all Senators:
Mourns the death of Kenneth Beasley of South Roxana.

SENATE RESOLUTION NO. 2497

Offered by Senator McGuire and all Senators:
Mourns the death of John L. "Leo" Vogrin of Joliet.

SENATE RESOLUTION NO. 2498

Offered by Senator Rose and all Senators:
Mourns the death of Howard D. Eskridge of Tuscola.

SENATE RESOLUTION NO. 2499

Offered by Senator Harmon and all Senators:
Mourns the death of Geraldine "Gerry" Green Nekrosius.

SENATE RESOLUTION NO. 2500

Offered by Senator Harmon and all Senators:
Mourns the death of Deneita Jo Farmer.

SENATE RESOLUTION NO. 2501

Offered by Senator Haine and all Senators:
Mourns the death of Monsignor Virgil W. Mank.

SENATE RESOLUTION NO. 2502

Offered by Senator Harmon and all Senators:
Mourns the death of Jarvis Burdette “Jerry” Cecil.

SENATE RESOLUTION NO. 2503

Offered by Senator Hutchinson and all Senators:
Mourns the death of Patricia Elaine Richardson.

SENATE RESOLUTION NO. 2504

Offered by Senator McCann and all Senators:
Mourns the death of Kenneth Ray Emery of Carlinville.

SENATE RESOLUTION NO. 2505

Offered by Senator McCann and all Senators:
Mourns the death of John William Witt of Carlinville.

SENATE RESOLUTION NO. 2506

Offered by Senator Lightford and all Senators:
Mourns the death of Mary Ann Edwards.

SENATE RESOLUTION NO. 2507

Offered by Senator Mulroe and all Senators:
Mourns the death of William “Bill” Casey.

SENATE RESOLUTION NO. 2508

Offered by Senator Mulroe and all Senators:
Mourns the death of Vincent Hart of Edison Park.

SENATE RESOLUTION NO. 2509

Offered by Senator Link and all Senators:
Mourns the death of former Illinois State Representative Vincent A. “Vince” Persico.

SENATE RESOLUTION NO. 2510

Offered by Senator Harmon and all Senators:
Mourns the death of Edward “Ed” Vincent of Oak Park.

SENATE RESOLUTION NO. 2511

Offered by Senator Manar and all Senators:
Mourns the death of Robert L. Flemming of Sawyerville.

SENATE RESOLUTION NO. 2512

Offered by Senator Manar and all Senators:
Mourns the death of Darrel L. Meininger.

SENATE RESOLUTION NO. 2513

Offered by Senator Lightford and all Senators:
Mourns the death of Joe W. Freelon, Sr.

SENATE RESOLUTION NO. 2514

Offered by Senator Lightford and all Senators:
Mourns the death of Cory Lushon “CJ” Foster, Jr.

SENATE RESOLUTION NO. 2515

Offered by Senator McGuire and all Senators:
Mourns the death of Sharon A. Skaggs of Ashamy.

SENATE RESOLUTION NO. 2516

Offered by Senator McGuire and all Senators:

Mourns the death of Donald Carlton West, Jr.

SENATE RESOLUTION NO. 2517

Offered by Senator Haine and all Senators:

Mourns the death of Gretchen Maxine Gulledge of Maryville.

SENATE RESOLUTION NO. 2518

Offered by Senator Mulroe and all Senators:

Mourns the death of Donna (Kenealy) Geraghty.

SENATE RESOLUTION NO. 2519

Offered by Senator Raoul and all Senators:

Mourns the death of Frances Joann Winfield.

SENATE RESOLUTION NO. 2520

Offered by Senator Anderson and all Senators:

Mourns the death of Norman E. Slead of Moline.

SENATE RESOLUTION NO. 2521

Offered by Senator Anderson and all Senators:

Mourns the death of Clair L. Thompson of Edgington.

SENATE RESOLUTION NO. 2522

Offered by Senator Anderson and all Senators:

Mourns the death of Michael Lee Humphries of Milan.

SENATE RESOLUTION NO. 2523

Offered by Senator Anderson and all Senators:

Mourns the death of David L. Sharpe of Rock Island.

SENATE RESOLUTION NO. 2524

Offered by Senator Anderson and all Senators:

Mourns the death of Ralph Carman Hughes of East Moline.

SENATE RESOLUTION NO. 2525

Offered by Senator Anderson and all Senators:

Mourns the death of Jimmie R. Whitten of Moline.

SENATE RESOLUTION NO. 2526

Offered by Senator Anderson and all Senators:

Mourns the death of Otis Dean Cozad of Rock Island.

SENATE RESOLUTION NO. 2527

Offered by Senator McGuire and all Senators:

Mourns the death of Rudolph "Rudy" Mahalik, Sr., of Joliet.

SENATE RESOLUTION NO. 2528

Offered by Senator McGuire and all Senators:

Mourns the death of Gretta Viola (Spivey) Whitted of Joliet.

SENATE RESOLUTION NO. 2529

Offered by Senator McCann and all Senators:

Mourns the death of Brian R. Miller of Carrollton.

SENATE RESOLUTION NO. 2530

Offered by Senator McCann and all Senators:

Mourns the death of Andrew Scott "Big" Beauchamp of Springfield.

SENATE RESOLUTION NO. 2531

[January 9, 2017]

Offered by Senator McCann and all Senators:
Mourns the death of George Warren Kenney of Springfield.

SENATE RESOLUTION NO. 2532

Offered by Senator McConchie and all Senators:
Mourns the death of Marita Salvi of Crystal Lake.

SENATE RESOLUTION NO. 2533

Offered by Senator Haine and all Senators:
Mourns the death of Norma Mary Foley of Collinsville.

SENATE RESOLUTION NO. 2534

Offered by Senator Manar and all Senators:
Mourns the death of Kevin Michael Lehmann of Carlinville.

SENATE RESOLUTION NO. 2535

Offered by Senator Manar and all Senators:
Mourns the death of Dorothy Jane Bellm of Carlinville.

SENATE RESOLUTION NO. 2536

Offered by Senator Anderson and all Senators:
Mourns the death of Dale Lee Hofer, Sr., of Moline.

SENATE RESOLUTION NO. 2537

Offered by Senator Anderson and all Senators:
Mourns the death of James Wesley Long of Silvis.

SENATE RESOLUTION NO. 2538

Offered by Senator Anderson and all Senators:
Mourns the death of Gary L. DeCraene of Bettendorf, Iowa, formerly of Moline.

SENATE RESOLUTION NO. 2539

Offered by Senator Anderson and all Senators:
Mourns the death of Leroy E. Woolley of Colona.

SENATE RESOLUTION NO. 2540

Offered by Senator Anderson and all Senators:
Mourns the death of Paul R. Vyncke of East Moline.

SENATE RESOLUTION NO. 2541

Offered by Senator Link and all Senators:
Mourns the death of Mary K. Katris of Waukegan.

SENATE RESOLUTION NO. 2542

Offered by Senator Link and all Senators:
Mourns the death of Kathleen T. Litz of Gurnee.

SENATE RESOLUTION NO. 2543

Offered by Senator Link and all Senators:
Mourns the death of Millicent Kaminskas Semasko.

SENATE RESOLUTION NO. 2544

Offered by Senator Althoff and all Senators:
Mourns the death of Lawrence W. Baier, Sr., of Woodstock.

SENATE RESOLUTION NO. 2545

Offered by Senator Althoff and all Senators:
Mourns the death of Hugh Arkell "Skeet" Bateman, Jr., of Johnsburg.

SENATE RESOLUTION NO. 2546

Offered by Senator Althoff and all Senators:
Mourns the death of Patricia “Pat” Cervantes of Woodstock.

SENATE RESOLUTION NO. 2547

Offered by Senator Althoff and all Senators:
Mourns the death of Michael H. Cooney of Woodstock.

SENATE RESOLUTION NO. 2548

Offered by Senator Althoff and all Senators:
Mourns the death of Rocco Peter Dawson of Harvard.

SENATE RESOLUTION NO. 2549

Offered by Senator Althoff and all Senators:
Mourns the death of Richard M. Devereaux of Harvard.

SENATE RESOLUTION NO. 2550

Offered by Senator Althoff and all Senators:
Mourns the death of Therese I. Duffy of Woodstock.

SENATE RESOLUTION NO. 2551

Offered by Senator Althoff and all Senators:
Mourns the death of Marvin Edward “Bear” Dycus.

SENATE RESOLUTION NO. 2552

Offered by Senator Althoff and all Senators:
Mourns the death of Albert G. Hicks of Marengo.

SENATE RESOLUTION NO. 2553

Offered by Senator Althoff and all Senators:
Mourns the death of Donald P. Kaiser of Woodstock.

SENATE RESOLUTION NO. 2554

Offered by Senator Althoff and all Senators:
Mourns the death of Lawrence “Ken” Kensick of Crystal Lake.

SENATE RESOLUTION NO. 2555

Offered by Senator Althoff and all Senators:
Mourns the death of Louis J. Link, Sr., of Crystal Lake.

SENATE RESOLUTION NO. 2556

Offered by Senator Althoff and all Senators:
Mourns the death of Franklin M. Pease of Crystal Lake.

SENATE RESOLUTION NO. 2557

Offered by Senator Althoff and all Senators:
Mourns the death of Ruth M. Petersen of McHenry.

SENATE RESOLUTION NO. 2558

Offered by Senator Althoff and all Senators:
Mourns the death of Edward “Eddie” Pieroni of McHenry.

SENATE RESOLUTION NO. 2559

Offered by Senator Althoff and all Senators:
Mourns the death of Mark Harold Reddel of McHenry.

SENATE RESOLUTION NO. 2560

Offered by Senator Althoff and all Senators:
Mourns the death of Sharon Lynn “Sherry” Sales.

SENATE RESOLUTION NO. 2561

Offered by Senator Althoff and all Senators:
Mourns the death of Donald G. Schellhaass of Marengo.

SENATE RESOLUTION NO. 2562

Offered by Senator Althoff and all Senators:
Mourns the death of Elizabeth Lorraine "Betty" Walker of Johnsburg.

SENATE RESOLUTION NO. 2563

Offered by Senator Althoff and all Senators:
Mourns the death of Goldie M. Withrow of McHenry.

SENATE RESOLUTION NO. 2564

Offered by Senator Manar and all Senators:
Mourns the death of Anna Mae Moore of Coffeen.

SENATE RESOLUTION NO. 2565

Offered by Senator Manar and all Senators:
Mourns the death of Rose Jeanette Heflin of Bunker Hill.

SENATE RESOLUTION NO. 2566

Offered by Senator L. Murphy and all Senators:
Mourns the death of Dan Knight of Park Ridge.

SENATE RESOLUTION NO. 2567

Offered by Senator Link and all Senators:
Mourns the death of William Dalrymple "Dal" Frost of Lake Forest.

SENATE RESOLUTION NO. 2568

Offered by Senator Hastings and all Senators:
Mourns the death of Paul John Magelli of Urbana.

SENATE RESOLUTION NO. 2569

Offered by Senator Althoff and all Senators:
Mourns the death of the Honorable Thomas A. Schermerhorn of Woodstock.

SENATE RESOLUTION NO. 2570

Offered by Senator Althoff and all Senators:
Mourns the death of Charles "Chuck" Dennis Sandford of Marengo.

SENATE RESOLUTION NO. 2571

Offered by Senator Althoff and all Senators:
Mourns the death of Robert W. Reddersdorf of Marengo.

SENATE RESOLUTION NO. 2572

Offered by Senator Althoff and all Senators:
Mourns the death of Eric R. Pickell of Wonder Lake.

SENATE RESOLUTION NO. 2573

Offered by Senator Althoff and all Senators:
Mourns the death of Ruth T. (Clarkens) Nick of McHenry.

SENATE RESOLUTION NO. 2574

Offered by Senator Althoff and all Senators:
Mourns the death of Janice Phyllis Lane of Johnsburg.

SENATE RESOLUTION NO. 2575

Offered by Senator Althoff and all Senators:

Mourns the death of Donna L. Johnson of Crystal Lake.

SENATE RESOLUTION NO. 2576

Offered by Senator Althoff and all Senators:

Mourns the death of H. Joseph Gitlin.

SENATE RESOLUTION NO. 2577

Offered by Senator Rose and all Senators:

Mourns the death of Michael "Larry" Klugman of Decatur.

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

INTRODUCTION OF BILL

SENATE BILL NO. 3459. Introduced by Senator Althoff, a bill for AN ACT concerning revenue.

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. 990618

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

I, Bruce Rauner, 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: Trustee

Agency or Other Body: Teachers' Retirement System Board of Trustees

Start Date: December 2, 2016

End Date: July 14, 2020

Name: Alexander Stuart

Residence: 506 Washington Rd., Lake Forest, IL 60045

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Julie A. Morrison

Most Recent Holder of Office: Anne Marie Splitstone

Superseded Appointment Message: Not Applicable

Appointment Message No. 990619

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

[January 9, 2017]

I, Bruce Rauner, 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 and Chair

Agency or Other Body: Civil Service Commission

Start Date: December 5, 2016

End Date: March 1, 2019

Name: Timothy Sickmeyer

Residence: 6487 N. Cr. 2230E, Kilbourne, IL 62655

Annual Compensation: \$30,404 per annum

Per diem: Not Applicable

Nominee's Senator: Senator John M. Sullivan

Most Recent Holder of Office: William Schroeder

Superseded Appointment Message: Not Applicable

Appointment Message No. 990620

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

I, Bruce Rauner, 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 International Port District Board

Start Date: December 5, 2016

End Date: June 1, 2020

Name: Aaron Del Mar

Residence: 1165 N. Lakeside Dr., Palatine IL 60067

Annual Compensation: \$20,000 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Tom Rooney

Most Recent Holder of Office: Dean Maragos

Superseded Appointment Message: Not Applicable

Appointment Message No. 990621

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

[January 9, 2017]

I, Bruce Rauner, 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 Education

Start Date: December 5, 2016

End Date: January 9, 2019

Name: Collin Hitt

Residence: 824 S. Columbia Ave., Springfield, IL 62704

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Wm. Sam McCann

Most Recent Holder of Office: John Sanders

Superseded Appointment Message: Not Applicable

Appointment Message No. 990622

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

I, Bruce Rauner, 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: Pollution Control Board

Start Date: December 12, 2016

End Date: July 1, 2018

Name: Cynthia Santos

Residence: 4130 N. Pioneer Ave., Chicago, IL 60634

Annual Compensation: \$117,043 per annum

Per diem: Not Applicable

Nominee's Senator: Senator John G. Mulroe

Most Recent Holder of Office: Jerome O'Leary

Superseded Appointment Message: Not Applicable

Appointment Message No. 990623

[January 9, 2017]

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

I, Bruce Rauner, 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: Director

Agency or Other Body: Department of Juvenile Justice

Start Date: December 19, 2016

End Date: January 16, 2017

Name: Heidi Mueller

Residence: 6577 N. Tahoma Ave., Chicago, IL 60646

Annual Compensation: \$120,325 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Ira I. Silverstein

Most Recent Holder of Office: Jesse Montgomery

Superseded Appointment Message: Not Applicable

Appointment Message No. 990624

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

I, Bruce Rauner, 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: Health Facilities and Services Review Board

Start Date: December 19, 2016

End Date: July 1, 2019

Name: Marianne Eterno Murphy

Residence: 1188 Kingsport Dr., Wheeling, IL 60090

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Julie A. Morrison

Most Recent Holder of Office: Dale Galassie

Superseded Appointment Message: Not Applicable

Appointment Message No. 990625

[January 9, 2017]

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

I, Bruce Rauner, 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: Health Facilities and Services Review Board

Start Date: December 19, 2016

End Date: July 1, 2019

Name: Jonathan Ingram

Residence: 3216 Ivyton Dr., Springfield, IL 62704

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Wm. Sam McCann

Most Recent Holder of Office: Alan Greiman

Superseded Appointment Message: Not Applicable

Appointment Message No. 990626

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

I, Bruce Rauner, 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: Health Facilities and Services Review Board

Start Date: December 19, 2016

End Date: July 1, 2019

Name: Anthony LoSasso

Residence: 2737 N. Marshfield Ave., Chicago, IL 60614

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator John J. Cullerton

Most Recent Holder of Office: John Hayes

Superseded Appointment Message: Not Applicable

[January 9, 2017]

Appointment Message No. 990627

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

I, Bruce Rauner, 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 Gaming Board

Start Date: December 22, 2016

End Date: July 1, 2019

Name: Thomas Dunn

Residence: 1631 Fieldstone Dr. S., Shorewood, IL 60404

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Jennifer Bertino-Tarrant

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

Appointment Message No. 990628

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

I, Bruce Rauner, 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: Will County Metropolitan Exposition and Auditorium Authority

Start Date: January 4, 2017

End Date: December 1, 2021

Name: Robert Filotto

Residence: 3510 Bankview Dr., Joliet, IL 60431

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Pat McGuire

Most Recent Holder of Office: Gale Murphy

Superseded Appointment Message: Not Applicable

[January 9, 2017]

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

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 2579

Offered by Senator T. Cullerton and all Senators:
Mourns the death of Ronald Allen of Naperville.

SENATE RESOLUTION NO. 2580

Offered by Senator T. Cullerton and all Senators:
Mourns the death of James Mantice.

SENATE RESOLUTION NO. 2583

Offered by Senator Mulroe and all Senators:
Mourns the death of the Reverend Donald Joseph Ahearn.

SENATE RESOLUTION NO. 2584

Offered by Senator Mulroe and all Senators:
Mourns the death of Philip M. Duffin, Sr., of Naperville.

SENATE RESOLUTION NO. 2585

Offered by Senator Mulroe and all Senators:
Mourns the death of Jacqueline P. Twardos of Kenosha, Wisconsin, formerly of Park Ridge.

SENATE RESOLUTION NO. 2586

Offered by Senator McCann and all Senators:
Mourns the death of Misty Michelle Hammon of White Hall.

SENATE RESOLUTION NO. 2587

Offered by Senator McCann and all Senators:
Mourns the death of Lena "Lee" Gruebel of Boca Raton, Florida.

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

Senators Morrison – Bertino-Tarrant offered the following Senate Resolution, which was referred to the Committee on Assignments:

SENATE RESOLUTION NO. 2578

RESOLVED, BY THE SENATE OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the Rules of the Senate of the 99th General Assembly are amended by changing Rules 2-2 and 2-3 as follows:

(Senate Rule 2-2)

2-2. Election of the President.

(a) Prior to the election of the President, the Governor shall convene the Senate, designate a Temporary Secretary of the Senate, and preside during the nomination and election of the President. As the first item of business each day prior to the election of the President, the Governor shall order the Temporary Secretary to call the roll of the members to establish the presence of a quorum as required by the Constitution. If a majority of those elected are not present, the Senate shall stand adjourned until the hour of 12:00 noon on the next calendar day, excepting weekends and official State Holidays. If a quorum of members is present, the Governor shall then call for nominations of members for the Office of President.

[January 9, 2017]

All such nominations shall require a second. When the nominations are completed, the Governor shall direct the Temporary Secretary to call the roll of the members to elect the President.

(b) The election of the President shall require the affirmative vote of a majority of those elected. Debate shall not be in order following nominations and preceding or during the vote, and Senators may not explain their vote on the election of the President.

(c) No bills may be considered and no committees may be appointed or meet prior to the election of the President.

(d) When a vacancy in the Office of President occurs, the foregoing procedure shall be employed to elect a new President; however, when the Governor is of a political party other than that of the majority caucus, the Assistant Majority Leader having the greatest seniority of service in the Senate shall preside during the nomination and election of the successor President. No legislative measures, other than such nominations and election, may be considered by the Senate during a vacancy in the Office of President.

(e) No Senator shall be elected to the office of President of the Senate for more than five General Assemblies; provided that service as President before the commencement of the 100th General Assembly nor service as President under subsection (d) of this Section shall not be considered in the calculation of the Senator's service.

(Source: S.R. 2, 99th G.A.)

(Senate Rule 2-3)

2-3. Election of the Minority Leader. The Senate shall elect a Minority Leader in a manner consistent with the Constitution and laws of Illinois. No Senator shall be elected to the office of Senate Minority Leader for more than five General Assemblies; provided that service as Minority Leader before the commencement of the 100th General Assembly nor service as Minority Leader while filling a vacancy in the Office shall not be considered in the calculation of the Senator's service.

(Source: S.R. 2, 99th G.A.)

Senator J. Cullerton offered the following Senate Resolution, which was referred to the Committee on Assignments:

SENATE RESOLUTION NO. 2581

WHEREAS, State Senator John Sullivan has represented the citizens of the State of Illinois and the residents of the 47th Legislative District since 2003; and

WHEREAS, Senator Sullivan was elected in 2002 to represent the historically Republican district with the distinction of being the only Democrat State Senator with two Republican representatives and the largest geographical State Senate District in Illinois; and

WHEREAS, As a working farmer in the State Senate and a lifelong resident of the 47th Senate District, Senator Sullivan has first-hand knowledge of agriculture and has been an effective voice in Springfield for farmers across Illinois; during his service as Chairman of the Senate Agriculture Committee, he worked with great diligence to make sure current laws evolved to meet new demands and that new laws were created with the best interests of Illinois farmers in mind; and

WHEREAS, Senator Sullivan was awarded the Friend of Agriculture award by the Illinois Farm Bureau ACTIVATOR seven times for standing up for Illinois farmers; he worked to ensure Illinois consistently took advantage of crop-based fuels by expanding ethanol tax incentives to include soy-based diesel fuels and providing three million dollars for research to invest further in this technology to grow the Illinois agriculture industry and decrease dependence on foreign oil; and

WHEREAS, Putting political affiliation aside, Senator Sullivan served as the chief negotiator for the 2009 \$31 billion capital construction program that addressed vital regional priorities such as the Macomb bypass and continued construction towards a four-lane U.S. 34 between Monmouth and Burlington; and

[January 9, 2017]

WHEREAS, During his time in the Senate, Senator Sullivan has looked for every way the State could save money and cut down on wasteful spending; this is evident by his success in spearheading bipartisan legislation to find \$9.2 million in yearly savings by changing the way the Temporary Assistance to Needy Families (TANF) entitlement program is administered by limiting retroactive payments; ultimately the legislation passed the House and Senate with unanimous support; and

WHEREAS, Senator Sullivan, an avid hunter, worked to protect the Second Amendment rights of Illinois residents by securing the passage of concealed carry laws, extending deer hunting hours, youth hunting licenses, creating otter hunting season, and updating concealed carry laws to allow competent and qualified hunters with mild disabilities to obtain a concealed carry permit; and

WHEREAS, Understanding the importance of creating future jobs and taking care of our vulnerable populations, Senator Sullivan worked to create a consensus to open a new treatment facility in Rushville for those seeking treatment for sexually violent behavior by hosting local meetings in Rushville to answer questions and provide assurances to concerned community residents and then later fighting for a \$13 million expansion to alleviate overcrowding in the facility; and

WHEREAS, Senator Sullivan has worked hard to enhance transportation and economic development opportunities in Quincy by helping to secure over \$1.2 million in State funding to revitalize downtown Quincy and make sure it is safe, accessible, and well-lit for residents; and

WHEREAS, Putting veterans first, Senator Sullivan worked diligently to secure and protect veterans at the Quincy Veterans Home by securing over \$16.3 million to keep the Quincy Veterans Home Guest House open, funding safety renovations and repairs; and

WHEREAS, To honor returning Illinois veterans and help them find gainful employment, Senator Sullivan wrote and passed a law with unanimous support to implement a 20% tax credit for Illinois employers when they hire an unemployed veteran who has served on active duty since September 11, 2001; and

WHEREAS, Senator Sullivan believes in true constituent service and common sense legislation; he has worked with many of his constituents to write laws to address the needs of Illinois residents, such as his initiative to increase educational opportunities for Illinois National Guard members by allowing Guard members to be eligible for a grant for up to one year after their service ends to make sure Illinois veterans are able to take advantage of these vital benefits; and

WHEREAS, Senator Sullivan, recognizing the importance of investing in higher education due to the economic and educational benefits, secured over \$820 million in funding for Western Illinois University in Macomb; and

WHEREAS, Senator Sullivan understands the importance of working with every stakeholder, regardless of their political party, to guarantee the residents of the 47th State Senate District are represented to the best of his ability which can be seen by the support he has received by a wide variety of organizations, unions and associations such as the Illinois Farm Bureau, Illinois Association of Agricultural Fairs (IAAF), the Illinois Association of Soil and Water Conservation Districts, and Extension Partners, the Illinois Manufacturers' Association, the Illinois Chamber of Commerce, the Illinois AFL-CIO, the Illinois Federation of Teachers, the Illinois Education Association, University Professionals of Illinois, the National Rifle Association, the Illinois Fraternal Order of Police, and many others; and

WHEREAS, Senator Sullivan has built a reputation as an effective legislator who is always willing to reach across the political aisle to work in a bipartisan manner; and

WHEREAS, Senator Sullivan is the devoted husband of 33 years to Joan Sullivan; the loving father of son, Matt, and daughter-in-law, Karla; daughter, Emily; son, Luke, and daughter-in-law, Charlene; son, Mark; and granddaughters, Elaine, Audrey, Molly, and Rosie; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we thank Senator John Sullivan for his dedicated service to the people of Western Illinois and honor him with this resolution; and be it further

[January 9, 2017]

RESOLVED, That a suitable copy of this resolution be presented to Senator John Sullivan with our best wishes for his future endeavors.

Senator J. Cullerton offered the following Senate Resolution, which was referred to the Committee on Assignments:

SENATE RESOLUTION NO. 2582

WHEREAS, Illinois State Senator Michael Noland has represented the families and residents of the 22nd Senate District and citizens of the State of Illinois since 2007; and

WHEREAS, Senator Noland began his public service in 1984 upon joining the United States Navy, where he served with the Marine Division at the Great Lakes Naval Base; and

WHEREAS, While on active duty, Senator Noland earned the National Defense Medal, the Navy Marksman Rating, the Good Conduct Badge, and The Letters of Commendation and Appreciation; and

WHEREAS, Senator Noland earned a Bachelor of Arts from the University of Illinois at Chicago, a law degree from John Marshall Law School, and a Master of Business Administration from the University of Illinois at Chicago; and

WHEREAS, Senator Noland joined the Illinois General Assembly in 2007, filling the vacancy created by Senator Steve Rauschenberger in 2006; and

WHEREAS, In the State Senate, Senator Noland drew on his background in the court system, including his time as an attorney in the Kane County Public Defender's Office and his experience in having his own law firm when he served as Chairman of the Senate Criminal Law Committee and as a member of the Senate Committees on Education, Revenue, Judiciary, and Energy; and

WHEREAS, As a member on the Senate Education Committee and the Education Funding Advisory Committee, Senator Noland established himself as a tireless advocate for education funding; he sponsored and co-sponsored legislation to increase funding to schools in need; and

WHEREAS, Senator Noland has been instrumental in passing a number of measures to reform criminal codes, protect victims of sexual assault and raise awareness of a backlog in rape kits, and passing legislation that extended the statutes of limitations for prosecuting accused rapists; and

WHEREAS, To protect and honor veterans, Senator Noland sought to provide property tax relief to veterans and passed legislation to prevent electric or gas public utilities from disconnecting service to a customer who had notified the utility that he or she is an active-duty servicemember or veteran; and

WHEREAS, Senator Noland is the loving father of Claire and Lucien Noland, and the loving husband of Veronica Noland; and

WHEREAS, Senator Noland will return to Elgin, where he remains active in the courtroom as well as in many local organizations; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we extend to Senator Illinois State Senator Michael Noland and his family, our most sincere wishes as he begins the next phase of his life; and be it further

RESOLVED, That we thank Senator Noland for his dedicated service to the people of Illinois and honor him with this resolution; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Senator Noland as a symbol of our gratitude and greatest hope for his future endeavors.

[January 9, 2017]

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its January 9, 2017 meeting, reported the following Joint Action Motion has been assigned to the indicated Standing Committee of the Senate:

State Government and Veterans Affairs: **Motion to Concur in House Amendments 1 and 2 to Senate Bill 1821**

Senator Clayborne, Chairperson of the Committee on Assignments, during its January 9, 2017 meeting, reported that the Committee recommends that **Appointment Message No. 990283** be re-referred from the Committee on Executive Appointments to the Committee on Assignments.

Senator Clayborne, Chairperson of the Committee on Assignments, during its January 9, 2017 meeting, to which was referred **Senate Bills Numbered 17 and 432** on October 10, 2015, pursuant to Rule 3-9(b), reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.

And **Senate Bills Numbered 17 and 432** were returned to the order of third reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its January 9, 2017 meeting, to which was referred **House Bill No. 242** on October 10, 2015, 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. 242** was returned to the order of third reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its January 9, 2017 meeting, to which was referred **Senate Bills Numbered 390, 584, 951 and 2053** on July 31, 2016, pursuant to Rule 3-9(b), reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.

And **Senate Bills Numbered 390, 584, 951 and 2053** were returned to the order of third reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its January 9, 2017 meeting, to which was referred **House Bill No. 5907** on January 1, 2017, 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. 5907** was returned to the order of third reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its January 9, 2017 meeting, to which was referred **Senate Bills Numbered 1821 and 2437** on January 1, 2017, pursuant to Rule 3-9(b), reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in its former position.

The report of the Committee was concurred in.

And **Senate Bills Numbered 1821 and 2437** were returned to the order of concurrence.

Senator Clayborne, Chairperson of the Committee on Assignments, during its January 9, 2017 meeting, to which was referred **Senate Bills Numbered 263, 284, 305, 393, 523 and 1110** on April 21,

[January 9, 2017]

2015, reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.

And **Senate Bills Numbered 263, 284, 305, 393, 523 and 1110** were returned to the order of third reading.

Senator Clayborne, Chairperson of the Committee on Assignments, during its January 9, 2017 meeting, reported that the following Legislative Measure has been approved for consideration:

Motion to Concur in House Amendments 3 and 6 to Senate Bill 2437

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

Senator Clayborne, Chairperson of the Committee on Assignments, during its January 9, 2017 meeting, reported that the following Legislative Measures have been approved for consideration:

Senate Resolution 2581 and Senate Resolution 2582

The foregoing resolutions were placed on the Secretary's Desk.

LEGISLATIVE MEASURES FILED

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

Floor Amendment No. 1 to House Bill 5907

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. 1 to Senate Bill 17
 Floor Amendment No. 1 to Senate Bill 263
 Floor Amendment No. 1 to Senate Bill 284
 Floor Amendment No. 1 to Senate Bill 305
 Floor Amendment No. 1 to Senate Bill 390
 Floor Amendment No. 1 to Senate Bill 393
 Floor Amendment No. 1 to Senate Bill 432
 Floor Amendment No. 1 to Senate Bill 523
 Floor Amendment No. 4 to Senate Bill 584
 Floor Amendment No. 1 to Senate Bill 951
 Floor Amendment No. 1 to Senate Bill 1110
 Floor Amendment No. 2 to Senate Bill 1110
 Floor Amendment No. 1 to Senate Bill 2053

REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its January 9, 2017 meeting, reported the following Legislative Measure has been assigned to the indicated Standing Committee of the Senate:

State Government and Veterans Affairs: **Floor Amendment No. 1 to House Bill 5907**

Senator Clayborne, Chairperson of the Committee on Assignments, during its January 9, 2017 meeting, reported that the following Legislative Measures have been approved for consideration:

[January 9, 2017]

Floor Amendment No. 1 to Senate Bill 17
Floor Amendment No. 1 to Senate Bill 263
Floor Amendment No. 1 to Senate Bill 284
Floor Amendment No. 1 to Senate Bill 305
Floor Amendment No. 1 to Senate Bill 390
Floor Amendment No. 1 to Senate Bill 393
Floor Amendment No. 1 to Senate Bill 432
Floor Amendment No. 1 to Senate Bill 523
Floor Amendment No. 1 to Senate Bill 584
Floor Amendment No. 2 to Senate Bill 584
Floor Amendment No. 3 to Senate Bill 584
Floor Amendment No. 4 to Senate Bill 584
Floor Amendment No. 1 to Senate Bill 2053

The foregoing floor amendments were placed on the Secretary's Desk.

Senator Clayborne, Chairperson of the Committee on Assignments, during its January 9, 2017 meeting, to which was referred **Appointment Message No. 990283**, on January 9, 2017, reported that the Committee recommends that the message be approved for consideration and placed on the Senate Calendar.

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

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

January 9, 2017

Mr. Tim Anderson
Secretary of the Senate
Room 403 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby extend the committee and 3rd reading deadline to January 10, 2017, for the following bills:

SB 432

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

cc: Senate Republican Leader Christine Radogno

Senator Silverstein asked and obtained unanimous consent to recess for the purpose of a Democrat caucus.

[January 9, 2017]

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

At the hour of 12:21 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 3:46 o'clock p.m., the Senate resumed consideration of business.
Senator Sullivan, presiding.

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 2588

Offered by Senator McCann and all Senators:
Mourns the death of Phyllis M. Rimbey of Jacksonville.

SENATE RESOLUTION NO. 2589

Offered by Senator Manar and all Senators:
Mourns the death of Joseph Peter "Jose" Morales of Alton.

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

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 concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 3319

A bill for AN ACT concerning education.

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

House Amendment No. 1 to SENATE BILL NO. 3319

House Amendment No. 2 to SENATE BILL NO. 3319

House Amendment No. 3 to SENATE BILL NO. 3319

Passed the House, as amended, January 9, 2017.

TIMOTHY D. MAPES, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 3319

AMENDMENT NO. 1. Amend Senate Bill 3319 by replacing everything after the enacting clause with the following:

"Section 5. The Higher Education Student Assistance Act is amended by changing Section 50 as follows:

(110 ILCS 947/50)

Sec. 50. Minority Teachers of Illinois scholarship program.

(a) As used in this Section:

"Eligible applicant" means a minority student who has graduated from high school or has received a high school equivalency certificate ~~and~~ ~~and~~ has maintained a cumulative grade point average of no less than 2.5 on a 4.0 scale, and who by reason thereof is entitled to apply for scholarships to be awarded under this Section.

"Minority student" means a student who is any of the following:

[January 9, 2017]

(1) American Indian or Alaska Native (a person having origins in any of the original peoples of North and South America, including Central America, and who maintains tribal affiliation or community attachment).

(2) Asian (a person having origins in any of the original peoples of the Far East, Southeast Asia, or the Indian subcontinent, including, but not limited to, Cambodia, China, India, Japan, Korea, Malaysia, Pakistan, the Philippine Islands, Thailand, and Vietnam).

(3) Black or African American (a person having origins in any of the black racial groups of Africa). Terms such as "Haitian" or "Negro" can be used in addition to "Black or African American".

(4) Hispanic or Latino (a person of Cuban, Mexican, Puerto Rican, South or Central American, or other Spanish culture or origin, regardless of race).

(5) Native Hawaiian or Other Pacific Islander (a person having origins in any of the original peoples of Hawaii, Guam, Samoa, or other Pacific Islands).

"Qualified student" means a person (i) who is a resident of this State and a citizen or permanent resident of the United States; (ii) who is a minority student, as defined in this Section; (iii) who, as an eligible applicant, has made a timely application for a minority teaching scholarship under this Section; (iv) who is enrolled on at least a half-time basis at a qualified Illinois institution of higher learning; (v) who is enrolled in a course of study leading to teacher certification, including alternative teacher certification; (vi) who maintains a grade point average of no less than 2.5 on a 4.0 scale; and (vii) who continues to advance satisfactorily toward the attainment of a degree.

(b) In order to encourage academically talented Illinois minority students to pursue teaching careers at the preschool or elementary or secondary school level, each qualified student shall be awarded a minority teacher scholarship to any qualified Illinois institution of higher learning. However, preference may be given to qualified applicants enrolled at or above the junior level.

(c) Each minority teacher scholarship awarded under this Section shall be in an amount sufficient to pay the tuition and fees and room and board costs of the qualified Illinois institution of higher learning at which the recipient is enrolled, up to an annual maximum of \$5,000; except that in the case of a recipient who does not reside on-campus at the institution at which he or she is enrolled, the amount of the scholarship shall be sufficient to pay tuition and fee expenses and a commuter allowance, up to an annual maximum of \$5,000.

(d) The total amount of minority teacher scholarship assistance awarded by the Commission under this Section to an individual in any given fiscal year, when added to other financial assistance awarded to that individual for that year, shall not exceed the cost of attendance at the institution at which the student is enrolled. If the amount of minority teacher scholarship to be awarded to a qualified student as provided in subsection (c) of this Section exceeds the cost of attendance at the institution at which the student is enrolled, the minority teacher scholarship shall be reduced by an amount equal to the amount by which the combined financial assistance available to the student exceeds the cost of attendance.

(e) The maximum number of academic terms for which a qualified student can receive minority teacher scholarship assistance shall be 8 semesters or 12 quarters.

(f) In any academic year for which an eligible applicant under this Section accepts financial assistance through the Paul Douglas Teacher Scholarship Program, as authorized by Section 551 et seq. of the Higher Education Act of 1965, the applicant shall not be eligible for scholarship assistance awarded under this Section.

(g) All applications for minority teacher scholarships to be awarded under this Section shall be made to the Commission on forms which the Commission shall provide for eligible applicants. The form of applications and the information required to be set forth therein shall be determined by the Commission, and the Commission shall require eligible applicants to submit with their applications such supporting documents or recommendations as the Commission deems necessary.

(h) Subject to a separate appropriation for such purposes, payment of any minority teacher scholarship awarded under this Section shall be determined by the Commission. All scholarship funds distributed in accordance with this subsection shall be paid to the institution and used only for payment of the tuition and fee and room and board expenses incurred by the student in connection with his or her attendance as an undergraduate student at a qualified Illinois institution of higher learning. Any minority teacher scholarship awarded under this Section shall be applicable to 2 semesters or 3 quarters of enrollment. If a qualified student withdraws from enrollment prior to completion of the first semester or quarter for which the minority teacher scholarship is applicable, the school shall refund to the Commission the full amount of the minority teacher scholarship.

(i) The Commission shall administer the minority teacher scholarship aid program established by this Section and shall make all necessary and proper rules not inconsistent with this Section for its effective implementation.

(j) When an appropriation to the Commission for a given fiscal year is insufficient to provide scholarships to all qualified students, the Commission shall allocate the appropriation in accordance with this subsection. If funds are insufficient to provide all qualified students with a scholarship as authorized by this Section, the Commission shall allocate the available scholarship funds for that fiscal year on the basis of the date the Commission receives a complete application form.

(k) Notwithstanding the provisions of subsection (j) or any other provision of this Section, at least 30% of the funds appropriated for scholarships awarded under this Section in each fiscal year shall be reserved for qualified male minority applicants. If the Commission does not receive enough applications from qualified male minorities on or before January 1 of each fiscal year to award 30% of the funds appropriated for these scholarships to qualified male minority applicants, then the Commission may award a portion of the reserved funds to qualified female minority applicants.

(l) Prior to receiving scholarship assistance for any academic year, each recipient of a minority teacher scholarship awarded under this Section shall be required by the Commission to sign an agreement under which the recipient pledges that, within the one-year period following the termination of the program for which the recipient was awarded a minority teacher scholarship, the recipient (i) shall begin teaching for a period of not less than one year for each year of scholarship assistance he or she was awarded under this Section; and (ii) shall fulfill this teaching obligation at a nonprofit Illinois public, private, or parochial preschool, elementary school, or secondary school at which no less than 30% of the enrolled students are minority students in the year during which the recipient begins teaching at the school; and (iii) shall, upon request by the Commission, provide the Commission with evidence that he or she is fulfilling or has fulfilled the terms of the teaching agreement provided for in this subsection.

(m) If a recipient of a minority teacher scholarship awarded under this Section fails to fulfill the teaching obligation set forth in subsection (l) of this Section, the Commission shall require the recipient to repay the amount of the scholarships received, prorated according to the fraction of the teaching obligation not completed, at a rate of interest equal to 5%, and, if applicable, reasonable collection fees. The Commission is authorized to establish rules relating to its collection activities for repayment of scholarships under this Section. All repayments collected under this Section shall be forwarded to the State Comptroller for deposit into the State's General Revenue Fund.

(n) A recipient of minority teacher scholarship shall not be considered in violation of the agreement entered into pursuant to subsection (l) if the recipient (i) enrolls on a full time basis as a graduate student in a course of study related to the field of teaching at a qualified Illinois institution of higher learning; (ii) is serving, not in excess of 3 years, as a member of the armed services of the United States; (iii) is a person with a temporary total disability for a period of time not to exceed 3 years as established by sworn affidavit of a qualified physician; (iv) is seeking and unable to find full time employment as a teacher at an Illinois public, private, or parochial preschool or elementary or secondary school that satisfies the criteria set forth in subsection (l) of this Section and is able to provide evidence of that fact; (v) becomes a person with a permanent total disability as established by sworn affidavit of a qualified physician; (vi) is taking additional courses, on at least a half-time basis, needed to obtain certification as a teacher in Illinois; or (vii) is fulfilling teaching requirements associated with other programs administered by the Commission and cannot concurrently fulfill them under this Section in a period of time equal to the length of the teaching obligation.

(o) Scholarship recipients under this Section who withdraw from a program of teacher education but remain enrolled in school to continue their postsecondary studies in another academic discipline shall not be required to commence repayment of their Minority Teachers of Illinois scholarship so long as they remain enrolled in school on a full-time basis or if they can document for the Commission special circumstances that warrant extension of repayment.

(Source: P.A. 98-718, eff. 1-1-15; 99-143, eff. 7-27-15.)"

AMENDMENT NO. 2 TO SENATE BILL 3319

AMENDMENT NO. 2 . Amend Senate Bill 3319, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Pension Code is amended by changing Section 17-127 as follows:
(40 ILCS 5/17-127) (from Ch. 108 1/2, par. 17-127)
Sec. 17-127. Financing; revenues for the Fund.

[January 9, 2017]

(a) The revenues for the Fund shall consist of: (1) amounts paid into the Fund by contributors thereto and from employer contributions and State appropriations in accordance with this Article; (2) amounts contributed to the Fund by an Employer; (3) amounts contributed to the Fund pursuant to any law now in force or hereafter to be enacted; (4) contributions from any other source; and (5) the earnings on investments.

(b) The General Assembly finds that for many years the State has contributed to the Fund an annual amount that is between 20% and 30% of the amount of the annual State contribution to the Article 16 retirement system, and the General Assembly declares that it is its goal and intention to continue this level of contribution to the Fund in the future.

(c) Beginning in State fiscal year 1999, the State shall include in its annual contribution to the Fund an additional amount equal to 0.544% of the Fund's total teacher payroll; except that this additional contribution need not be made in a fiscal year if the Board has certified in the previous fiscal year that the Fund is at least 90% funded, based on actuarial determinations. These additional State contributions are intended to offset a portion of the cost to the Fund of the increases in retirement benefits resulting from this amendatory Act of 1998.

(d) In addition to any other contribution required under this Article, including the contribution required under subsection (c), the State shall contribute \$100,000,000 annually to the Fund in the 2017, 2018, and 2019 fiscal years.

(e) Beginning in State fiscal year 2017, on the 15th day of each month, or as soon thereafter as may be practicable, the Board shall submit vouchers for payment of State contributions to the Fund, in a total monthly amount of one-twelfth of the required annual State contribution under this Section. These vouchers shall be paid by the State Comptroller and Treasurer by warrants drawn on the funds appropriated to the Fund for that fiscal year. If in any month the amount remaining unexpended from all other State appropriations to the Fund for the applicable fiscal year is less than the amount lawfully vouchered under this subsection, the difference shall be paid from the Common School Fund under the continuing appropriation authority provided in Section 1.1 of the State Pension Funds Continuing Appropriation Act. (Source: P.A. 90-548, eff. 12-4-97; 90-566, eff. 1-2-98; 90-582, eff. 5-27-98; 90-655, eff. 7-30-98.)

Section 10. The State Pension Funds Continuing Appropriation Act is amended by changing Section 1.1 as follows:

(40 ILCS 15/1.1)

Sec. 1.1. Appropriations to certain retirement systems.

(a) There is hereby appropriated from the General Revenue Fund to the General Assembly Retirement System, on a continuing monthly basis, the amount, if any, by which the total available amount of all other appropriations to that retirement system for the payment of State contributions is less than the total amount of the vouchers for required State contributions lawfully submitted by the retirement system for that month under Section 2-134 of the Illinois Pension Code.

(b) There is hereby appropriated from the General Revenue Fund to the State Universities Retirement System, on a continuing monthly basis, the amount, if any, by which the total available amount of all other appropriations to that retirement system for the payment of State contributions, including any deficiency in the required contributions of the optional retirement program established under Section 15-158.2 of the Illinois Pension Code, is less than the total amount of the vouchers for required State contributions lawfully submitted by the retirement system for that month under Section 15-165 of the Illinois Pension Code.

(c) There is hereby appropriated from the Common School Fund to the Teachers' Retirement System of the State of Illinois, on a continuing monthly basis, the amount, if any, by which the total available amount of all other appropriations to that retirement system for the payment of State contributions is less than the total amount of the vouchers for required State contributions lawfully submitted by the retirement system for that month under Section 16-158 of the Illinois Pension Code.

(d) There is hereby appropriated from the General Revenue Fund to the Judges Retirement System of Illinois, on a continuing monthly basis, the amount, if any, by which the total available amount of all other appropriations to that retirement system for the payment of State contributions is less than the total amount of the vouchers for required State contributions lawfully submitted by the retirement system for that month under Section 18-140 of the Illinois Pension Code.

(e) The continuing appropriations provided by subsections (a), (b), (c), and (d) of this Section shall first be available in State fiscal year 1996. The continuing appropriations provided by subsection (h) of this Section shall first be available as provided in that subsection (h).

(f) For State fiscal year 2010 only, the continuing appropriations provided by this Section are equal to the amount certified by each System on or before December 31, 2008, less (i) the gross proceeds of the

bonds sold in fiscal year 2010 under the authorization contained in subsection (a) of Section 7.2 of the General Obligation Bond Act and (ii) any amounts received from the State Pensions Fund.

(g) For State fiscal year 2011 only, the continuing appropriations provided by this Section are equal to the amount certified by each System on or before April 1, 2011, less (i) the gross proceeds of the bonds sold in fiscal year 2011 under the authorization contained in subsection (a) of Section 7.2 of the General Obligation Bond Act and (ii) any amounts received from the State Pensions Fund.

(h) There is hereby appropriated from the Common School Fund to the Public School Teachers' Pension and Retirement Fund of Chicago, on a continuing monthly basis, the amount, if any, by which the total available amount of all other State appropriations to that Retirement Fund for the payment of State contributions under subsections (c) and (d) of Section 17-127 of the Illinois Pension Code is less than the total amount of the vouchers for required State contributions lawfully submitted by the Retirement Fund for that month under that Section 17-127.

(Source: P.A. 96-43, eff. 7-15-09; 96-1497, eff. 1-14-11; 96-1511, eff. 1-27-11.)

Section 15. The School Code is amended by changing Section 18-8.05 as follows:

(105 ILCS 5/18-8.05)

Sec. 18-8.05. Basis for apportionment of general State financial aid and supplemental general State aid to the common schools for the 1998-1999 and subsequent school years.

(A) General Provisions.

(1) The provisions of this Section apply to the 1998-1999 and subsequent school years. The system of general State financial aid provided for in this Section is designed to assure that, through a combination of State financial aid and required local resources, the financial support provided each pupil in Average Daily Attendance equals or exceeds a prescribed per pupil Foundation Level. This formula approach imputes a level of per pupil Available Local Resources and provides for the basis to calculate a per pupil level of general State financial aid that, when added to Available Local Resources, equals or exceeds the Foundation Level. The amount of per pupil general State financial aid for school districts, in general, varies in inverse relation to Available Local Resources. Per pupil amounts are based upon each school district's Average Daily Attendance as that term is defined in this Section.

(2) In addition to general State financial aid, school districts with specified levels or concentrations of pupils from low income households are eligible to receive supplemental general State financial aid grants as provided pursuant to subsection (H). The supplemental State aid grants provided for school districts under subsection (H) shall be appropriated for distribution to school districts as part of the same line item in which the general State financial aid of school districts is appropriated under this Section.

(3) To receive financial assistance under this Section, school districts are required to file claims with the State Board of Education, subject to the following requirements:

(a) Any school district which fails for any given school year to maintain school as required by law, or to maintain a recognized school is not eligible to file for such school year any claim upon the Common School Fund. In case of nonrecognition of one or more attendance centers in a school district otherwise operating recognized schools, the claim of the district shall be reduced in the proportion which the Average Daily Attendance in the attendance center or centers bear to the Average Daily Attendance in the school district. A "recognized school" means any public school which meets the standards as established for recognition by the State Board of Education. A school district or attendance center not having recognition status at the end of a school term is entitled to receive State aid payments due upon a legal claim which was filed while it was recognized.

(b) School district claims filed under this Section are subject to Sections 18-9 and 18-12, except as otherwise provided in this Section.

(c) If a school district operates a full year school under Section 10-19.1, the general State aid to the school district shall be determined by the State Board of Education in accordance with this Section as near as may be applicable.

(d) (Blank).

(4) Except as provided in subsections (H) and (L), the board of any district receiving any of the grants provided for in this Section may apply those funds to any fund so received for which that board is authorized to make expenditures by law.

School districts are not required to exert a minimum Operating Tax Rate in order to qualify for assistance under this Section.

(5) As used in this Section the following terms, when capitalized, shall have the meaning ascribed herein:

(a) "Average Daily Attendance": A count of pupil attendance in school, averaged as

provided for in subsection (C) and utilized in deriving per pupil financial support levels.

(b) "Available Local Resources": A computation of local financial support, calculated on the basis of Average Daily Attendance and derived as provided pursuant to subsection (D).

(c) "Corporate Personal Property Replacement Taxes": Funds paid to local school districts pursuant to "An Act in relation to the abolition of ad valorem personal property tax and the replacement of revenues lost thereby, and amending and repealing certain Acts and parts of Acts in connection therewith", certified August 14, 1979, as amended (Public Act 81-1st S.S.-1).

(d) "Foundation Level": A prescribed level of per pupil financial support as provided for in subsection (B).

(e) "Operating Tax Rate": All school district property taxes extended for all purposes, except Bond and Interest, Summer School, Rent, Capital Improvement, and Vocational Education Building purposes.

(B) Foundation Level.

(1) The Foundation Level is a figure established by the State representing the minimum level of per pupil financial support that should be available to provide for the basic education of each pupil in Average Daily Attendance. As set forth in this Section, each school district is assumed to exert a sufficient local taxing effort such that, in combination with the aggregate of general State financial aid provided the district, an aggregate of State and local resources are available to meet the basic education needs of pupils in the district.

(2) For the 1998-1999 school year, the Foundation Level of support is \$4,225. For the 1999-2000 school year, the Foundation Level of support is \$4,325. For the 2000-2001 school year, the Foundation Level of support is \$4,425. For the 2001-2002 school year and 2002-2003 school year, the Foundation Level of support is \$4,560. For the 2003-2004 school year, the Foundation Level of support is \$4,810. For the 2004-2005 school year, the Foundation Level of support is \$4,964. For the 2005-2006 school year, the Foundation Level of support is \$5,164. For the 2006-2007 school year, the Foundation Level of support is \$5,334. For the 2007-2008 school year, the Foundation Level of support is \$5,734. For the 2008-2009 school year, the Foundation Level of support is \$5,959.

(3) For the 2009-2010 school year and each school year thereafter, the Foundation Level of support is \$6,119 or such greater amount as may be established by law by the General Assembly.

(C) Average Daily Attendance.

(1) For purposes of calculating general State aid pursuant to subsection (E), an Average Daily Attendance figure shall be utilized. The Average Daily Attendance figure for formula calculation purposes shall be the monthly average of the actual number of pupils in attendance of each school district, as further averaged for the best 3 months of pupil attendance for each school district. In compiling the figures for the number of pupils in attendance, school districts and the State Board of Education shall, for purposes of general State aid funding, conform attendance figures to the requirements of subsection (F).

(2) The Average Daily Attendance figures utilized in subsection (E) shall be the requisite attendance data for the school year immediately preceding the school year for which general State aid is being calculated or the average of the attendance data for the 3 preceding school years, whichever is greater. The Average Daily Attendance figures utilized in subsection (H) shall be the requisite attendance data for the school year immediately preceding the school year for which general State aid is being calculated.

(D) Available Local Resources.

(1) For purposes of calculating general State aid pursuant to subsection (E), a representation of Available Local Resources per pupil, as that term is defined and determined in this subsection, shall be utilized. Available Local Resources per pupil shall include a calculated dollar amount representing local school district revenues from local property taxes and from Corporate Personal Property Replacement Taxes, expressed on the basis of pupils in Average Daily Attendance. Calculation of Available Local Resources shall exclude any tax amnesty funds received as a result of Public Act 93-26.

(2) In determining a school district's revenue from local property taxes, the State Board of Education shall utilize the equalized assessed valuation of all taxable property of each school district as of September 30 of the previous year. The equalized assessed valuation utilized shall be obtained and determined as provided in subsection (G).

(3) For school districts maintaining grades kindergarten through 12, local property tax revenues per pupil shall be calculated as the product of the applicable equalized assessed valuation for the district multiplied by 3.00%, and divided by the district's Average Daily Attendance figure. For school districts

maintaining grades kindergarten through 8, local property tax revenues per pupil shall be calculated as the product of the applicable equalized assessed valuation for the district multiplied by 2.30%, and divided by the district's Average Daily Attendance figure. For school districts maintaining grades 9 through 12, local property tax revenues per pupil shall be the applicable equalized assessed valuation of the district multiplied by 1.05%, and divided by the district's Average Daily Attendance figure.

For partial elementary unit districts created pursuant to Article 11E of this Code, local property tax revenues per pupil shall be calculated as the product of the equalized assessed valuation for property within the partial elementary unit district for elementary purposes, as defined in Article 11E of this Code, multiplied by 2.06% and divided by the district's Average Daily Attendance figure, plus the product of the equalized assessed valuation for property within the partial elementary unit district for high school purposes, as defined in Article 11E of this Code, multiplied by 0.94% and divided by the district's Average Daily Attendance figure.

(4) The Corporate Personal Property Replacement Taxes paid to each school district during the calendar year one year before the calendar year in which a school year begins, divided by the Average Daily Attendance figure for that district, shall be added to the local property tax revenues per pupil as derived by the application of the immediately preceding paragraph (3). The sum of these per pupil figures for each school district shall constitute Available Local Resources as that term is utilized in subsection (E) in the calculation of general State aid.

(E) Computation of General State Aid.

(1) For each school year, the amount of general State aid allotted to a school district shall be computed by the State Board of Education as provided in this subsection.

(2) For any school district for which Available Local Resources per pupil is less than the product of 0.93 times the Foundation Level, general State aid for that district shall be calculated as an amount equal to the Foundation Level minus Available Local Resources, multiplied by the Average Daily Attendance of the school district.

(3) For any school district for which Available Local Resources per pupil is equal to or greater than the product of 0.93 times the Foundation Level and less than the product of 1.75 times the Foundation Level, the general State aid per pupil shall be a decimal proportion of the Foundation Level derived using a linear algorithm. Under this linear algorithm, the calculated general State aid per pupil shall decline in direct linear fashion from 0.07 times the Foundation Level for a school district with Available Local Resources equal to the product of 0.93 times the Foundation Level, to 0.05 times the Foundation Level for a school district with Available Local Resources equal to the product of 1.75 times the Foundation Level. The allocation of general State aid for school districts subject to this paragraph 3 shall be the calculated general State aid per pupil figure multiplied by the Average Daily Attendance of the school district.

(4) For any school district for which Available Local Resources per pupil equals or exceeds the product of 1.75 times the Foundation Level, the general State aid for the school district shall be calculated as the product of \$218 multiplied by the Average Daily Attendance of the school district.

(5) The amount of general State aid allocated to a school district for the 1999-2000 school year meeting the requirements set forth in paragraph (4) of subsection (G) shall be increased by an amount equal to the general State aid that would have been received by the district for the 1998-1999 school year by utilizing the Extension Limitation Equalized Assessed Valuation as calculated in paragraph (4) of subsection (G) less the general State aid allotted for the 1998-1999 school year. This amount shall be deemed a one time increase, and shall not affect any future general State aid allocations.

(F) Compilation of Average Daily Attendance.

(1) Each school district shall, by July 1 of each year, submit to the State Board of Education, on forms prescribed by the State Board of Education, attendance figures for the school year that began in the preceding calendar year. The attendance information so transmitted shall identify the average daily attendance figures for each month of the school year. Beginning with the general State aid claim form for the 2002-2003 school year, districts shall calculate Average Daily Attendance as provided in subdivisions (a), (b), and (c) of this paragraph (1).

(a) In districts that do not hold year-round classes, days of attendance in August shall be added to the month of September and any days of attendance in June shall be added to the month of May.

(b) In districts in which all buildings hold year-round classes, days of attendance in July and August shall be added to the month of September and any days of attendance in June shall be added to the month of May.

(c) In districts in which some buildings, but not all, hold year-round classes, for the

non-year-round buildings, days of attendance in August shall be added to the month of September and any days of attendance in June shall be added to the month of May. The average daily attendance for the year-round buildings shall be computed as provided in subdivision (b) of this paragraph (1). To calculate the Average Daily Attendance for the district, the average daily attendance for the year-round buildings shall be multiplied by the days in session for the non-year-round buildings for each month and added to the monthly attendance of the non-year-round buildings.

Except as otherwise provided in this Section, days of attendance by pupils shall be counted only for sessions of not less than 5 clock hours of school work per day under direct supervision of: (i) teachers, or (ii) non-teaching personnel or volunteer personnel when engaging in non-teaching duties and supervising in those instances specified in subsection (a) of Section 10-22.34 and paragraph 10 of Section 34-18, with pupils of legal school age and in kindergarten and grades 1 through 12. Days of attendance by pupils through verified participation in an e-learning program approved by the State Board of Education under Section 10-20.56 of the Code shall be considered as full days of attendance for purposes of this Section.

Days of attendance by tuition pupils shall be accredited only to the districts that pay the tuition to a recognized school.

(2) Days of attendance by pupils of less than 5 clock hours of school shall be subject to the following provisions in the compilation of Average Daily Attendance.

(a) Pupils regularly enrolled in a public school for only a part of the school day may be counted on the basis of 1/6 day for every class hour of instruction of 40 minutes or more attended pursuant to such enrollment, unless a pupil is enrolled in a block-schedule format of 80 minutes or more of instruction, in which case the pupil may be counted on the basis of the proportion of minutes of school work completed each day to the minimum number of minutes that school work is required to be held that day.

(b) (Blank).

(c) A session of 4 or more clock hours may be counted as a day of attendance upon certification by the regional superintendent, and approved by the State Superintendent of Education to the extent that the district has been forced to use daily multiple sessions.

(d) A session of 3 or more clock hours may be counted as a day of attendance (1) when the remainder of the school day or at least 2 hours in the evening of that day is utilized for an in-service training program for teachers, up to a maximum of 5 days per school year, provided a district conducts an in-service training program for teachers in accordance with Section 10-22.39 of this Code; or, in lieu of 4 such days, 2 full days may be used, in which event each such day may be counted as a day required for a legal school calendar pursuant to Section 10-19 of this Code; (1.5) when, of the 5 days allowed under item (1), a maximum of 4 days are used for parent-teacher conferences, or, in lieu of 4 such days, 2 full days are used, in which case each such day may be counted as a calendar day required under Section 10-19 of this Code, provided that the full-day, parent-teacher conference consists of (i) a minimum of 5 clock hours of parent-teacher conferences, (ii) both a minimum of 2 clock hours of parent-teacher conferences held in the evening following a full day of student attendance, as specified in subsection (F)(1)(c), and a minimum of 3 clock hours of parent-teacher conferences held on the day immediately following evening parent-teacher conferences, or (iii) multiple parent-teacher conferences held in the evenings following full days of student attendance, as specified in subsection (F)(1)(c), in which the time used for the parent-teacher conferences is equivalent to a minimum of 5 clock hours; and (2) when days in addition to those provided in items (1) and (1.5) are scheduled by a school pursuant to its school improvement plan adopted under Article 34 or its revised or amended school improvement plan adopted under Article 2, provided that (i) such sessions of 3 or more clock hours are scheduled to occur at regular intervals, (ii) the remainder of the school days in which such sessions occur are utilized for in-service training programs or other staff development activities for teachers, and (iii) a sufficient number of minutes of school work under the direct supervision of teachers are added to the school days between such regularly scheduled sessions to accumulate not less than the number of minutes by which such sessions of 3 or more clock hours fall short of 5 clock hours. Any full days used for the purposes of this paragraph shall not be considered for computing average daily attendance. Days scheduled for in-service training programs, staff development activities, or parent-teacher conferences may be scheduled separately for different grade levels and different attendance centers of the district.

(e) A session of not less than one clock hour of teaching hospitalized or homebound pupils on-site or by telephone to the classroom may be counted as 1/2 day of attendance, however these pupils must receive 4 or more clock hours of instruction to be counted for a full day of attendance.

(f) A session of at least 4 clock hours may be counted as a day of attendance for first grade pupils, and pupils in full day kindergartens, and a session of 2 or more hours may be counted as 1/2 day of attendance by pupils in kindergartens which provide only 1/2 day of attendance.

(g) For children with disabilities who are below the age of 6 years and who cannot attend 2 or more clock hours because of their disability or immaturity, a session of not less than one clock hour may be counted as 1/2 day of attendance; however for such children whose educational needs so require a session of 4 or more clock hours may be counted as a full day of attendance.

(h) A recognized kindergarten which provides for only 1/2 day of attendance by each pupil shall not have more than 1/2 day of attendance counted in any one day. However, kindergartens may count 2 1/2 days of attendance in any 5 consecutive school days. When a pupil attends such a kindergarten for 2 half days on any one school day, the pupil shall have the following day as a day absent from school, unless the school district obtains permission in writing from the State Superintendent of Education. Attendance at kindergartens which provide for a full day of attendance by each pupil shall be counted the same as attendance by first grade pupils. Only the first year of attendance in one kindergarten shall be counted, except in case of children who entered the kindergarten in their fifth year whose educational development requires a second year of kindergarten as determined under the rules and regulations of the State Board of Education.

(i) On the days when the assessment that includes a college and career ready determination is administered under subsection (c) of Section 2-3.64a-5 of this Code, the day of attendance for a pupil whose school day must be shortened to accommodate required testing procedures may be less than 5 clock hours and shall be counted towards the 176 days of actual pupil attendance required under Section 10-19 of this Code, provided that a sufficient number of minutes of school work in excess of 5 clock hours are first completed on other school days to compensate for the loss of school work on the examination days.

(j) Pupils enrolled in a remote educational program established under Section 10-29 of this Code may be counted on the basis of one-fifth day of attendance for every clock hour of instruction attended in the remote educational program, provided that, in any month, the school district may not claim for a student enrolled in a remote educational program more days of attendance than the maximum number of days of attendance the district can claim (i) for students enrolled in a building holding year-round classes if the student is classified as participating in the remote educational program on a year-round schedule or (ii) for students enrolled in a building not holding year-round classes if the student is not classified as participating in the remote educational program on a year-round schedule.

(G) Equalized Assessed Valuation Data.

(1) For purposes of the calculation of Available Local Resources required pursuant to subsection (D), the State Board of Education shall secure from the Department of Revenue the value as equalized or assessed by the Department of Revenue of all taxable property of every school district, together with (i) the applicable tax rate used in extending taxes for the funds of the district as of September 30 of the previous year and (ii) the limiting rate for all school districts subject to property tax extension limitations as imposed under the Property Tax Extension Limitation Law.

The Department of Revenue shall add to the equalized assessed value of all taxable property of each school district situated entirely or partially within a county that is or was subject to the provisions of Section 15-176 or 15-177 of the Property Tax Code (a) an amount equal to the total amount by which the homestead exemption allowed under Section 15-176 or 15-177 of the Property Tax Code for real property situated in that school district exceeds the total amount that would have been allowed in that school district if the maximum reduction under Section 15-176 was (i) \$4,500 in Cook County or \$3,500 in all other counties in tax year 2003 or (ii) \$5,000 in all counties in tax year 2004 and thereafter and (b) an amount equal to the aggregate amount for the taxable year of all additional exemptions under Section 15-175 of the Property Tax Code for owners with a household income of \$30,000 or less. The county clerk of any county that is or was subject to the provisions of Section 15-176 or 15-177 of the Property Tax Code shall annually calculate and certify to the Department of Revenue for each school district all homestead exemption amounts under Section 15-176 or 15-177 of the Property Tax Code and all amounts of additional exemptions under Section 15-175 of the Property Tax Code for owners with a household income of \$30,000 or less. It is the intent of this paragraph that if the general homestead exemption for a parcel of property is determined under Section 15-176 or 15-177 of the Property Tax Code rather than Section 15-175, then the calculation of Available Local Resources shall not be affected by the difference, if any, between the amount of the general homestead exemption allowed for that parcel of property under Section 15-176 or 15-177 of the Property Tax Code and the amount that would have been allowed had the general homestead exemption for that parcel of property been determined under Section 15-175 of the Property Tax Code. It is further the intent of this paragraph that if additional exemptions are allowed under Section 15-175 of the Property Tax Code for owners with a household income of less than \$30,000, then the

calculation of Available Local Resources shall not be affected by the difference, if any, because of those additional exemptions.

This equalized assessed valuation, as adjusted further by the requirements of this subsection, shall be utilized in the calculation of Available Local Resources.

(2) The equalized assessed valuation in paragraph (1) shall be adjusted, as applicable, in the following manner:

(a) For the purposes of calculating State aid under this Section, with respect to any part of a school district within a redevelopment project area in respect to which a municipality has adopted tax increment allocation financing pursuant to the Tax Increment Allocation Redevelopment Act, Sections 11-74.4-1 through 11-74.4-11 of the Illinois Municipal Code or the Industrial Jobs Recovery Law, Sections 11-74.6-1 through 11-74.6-50 of the Illinois Municipal Code, no part of the current equalized assessed valuation of real property located in any such project area which is attributable to an increase above the total initial equalized assessed valuation of such property shall be used as part of the equalized assessed valuation of the district, until such time as all redevelopment project costs have been paid, as provided in Section 11-74.4-8 of the Tax Increment Allocation Redevelopment Act or in Section 11-74.6-35 of the Industrial Jobs Recovery Law. For the purpose of the equalized assessed valuation of the district, the total initial equalized assessed valuation or the current equalized assessed valuation, whichever is lower, shall be used until such time as all redevelopment project costs have been paid.

(b) The real property equalized assessed valuation for a school district shall be adjusted by subtracting from the real property value as equalized or assessed by the Department of Revenue for the district an amount computed by dividing the amount of any abatement of taxes under Section 18-170 of the Property Tax Code by 3.00% for a district maintaining grades kindergarten through 12, by 2.30% for a district maintaining grades kindergarten through 8, or by 1.05% for a district maintaining grades 9 through 12 and adjusted by an amount computed by dividing the amount of any abatement of taxes under subsection (a) of Section 18-165 of the Property Tax Code by the same percentage rates for district type as specified in this subparagraph (b).

(3) For the 1999-2000 school year and each school year thereafter, if a school district meets all of the criteria of this subsection (G)(3), the school district's Available Local Resources shall be calculated under subsection (D) using the district's Extension Limitation Equalized Assessed Valuation as calculated under this subsection (G)(3).

For purposes of this subsection (G)(3) the following terms shall have the following meanings:

"Budget Year": The school year for which general State aid is calculated and awarded under subsection (E).

"Base Tax Year": The property tax levy year used to calculate the Budget Year allocation of general State aid.

"Preceding Tax Year": The property tax levy year immediately preceding the Base Tax Year.

"Base Tax Year's Tax Extension": The product of the equalized assessed valuation utilized by the County Clerk in the Base Tax Year multiplied by the limiting rate as calculated by the County Clerk and defined in the Property Tax Extension Limitation Law.

"Preceding Tax Year's Tax Extension": The product of the equalized assessed valuation utilized by the County Clerk in the Preceding Tax Year multiplied by the Operating Tax Rate as defined in subsection (A).

"Extension Limitation Ratio": A numerical ratio, certified by the County Clerk, in which the numerator is the Base Tax Year's Tax Extension and the denominator is the Preceding Tax Year's Tax Extension.

"Operating Tax Rate": The operating tax rate as defined in subsection (A).

If a school district is subject to property tax extension limitations as imposed under the Property Tax Extension Limitation Law, the State Board of Education shall calculate the Extension Limitation Equalized Assessed Valuation of that district. For the 1999-2000 school year, the Extension Limitation Equalized Assessed Valuation of a school district as calculated by the State Board of Education shall be equal to the product of the district's 1996 Equalized Assessed Valuation and the district's Extension Limitation Ratio. Except as otherwise provided in this paragraph for a school district that has approved or does approve an increase in its limiting rate, for the 2000-2001 school year and each school year thereafter, the Extension Limitation Equalized Assessed Valuation of a school district as calculated by the State Board of Education shall be equal to the product of the Equalized Assessed Valuation last used in the calculation of general State aid and the district's Extension Limitation Ratio. If the Extension Limitation Equalized Assessed Valuation of a school district as calculated under this subsection (G)(3) is less than the district's

equalized assessed valuation as calculated pursuant to subsections (G)(1) and (G)(2), then for purposes of calculating the district's general State aid for the Budget Year pursuant to subsection (E), that Extension Limitation Equalized Assessed Valuation shall be utilized to calculate the district's Available Local Resources under subsection (D). For the 2009-2010 school year and each school year thereafter, if a school district has approved or does approve an increase in its limiting rate, pursuant to Section 18-190 of the Property Tax Code, affecting the Base Tax Year, the Extension Limitation Equalized Assessed Valuation of the school district, as calculated by the State Board of Education, shall be equal to the product of the Equalized Assessed Valuation last used in the calculation of general State aid times an amount equal to one plus the percentage increase, if any, in the Consumer Price Index for all Urban Consumers for all items published by the United States Department of Labor for the 12-month calendar year preceding the Base Tax Year, plus the Equalized Assessed Valuation of new property, annexed property, and recovered tax increment value and minus the Equalized Assessed Valuation of disconnected property. New property and recovered tax increment value shall have the meanings set forth in the Property Tax Extension Limitation Law.

Partial elementary unit districts created in accordance with Article 11E of this Code shall not be eligible for the adjustment in this subsection (G)(3) until the fifth year following the effective date of the reorganization.

(3.5) For the 2010-2011 school year and each school year thereafter, if a school district's boundaries span multiple counties, then the Department of Revenue shall send to the State Board of Education, for the purpose of calculating general State aid, the limiting rate and individual rates by purpose for the county that contains the majority of the school district's Equalized Assessed Valuation.

(4) For the purposes of calculating general State aid for the 1999-2000 school year only, if a school district experienced a triennial reassessment on the equalized assessed valuation used in calculating its general State financial aid apportionment for the 1998-1999 school year, the State Board of Education shall calculate the Extension Limitation Equalized Assessed Valuation that would have been used to calculate the district's 1998-1999 general State aid. This amount shall equal the product of the equalized assessed valuation used to calculate general State aid for the 1997-1998 school year and the district's Extension Limitation Ratio. If the Extension Limitation Equalized Assessed Valuation of the school district as calculated under this paragraph (4) is less than the district's equalized assessed valuation utilized in calculating the district's 1998-1999 general State aid allocation, then for purposes of calculating the district's general State aid pursuant to paragraph (5) of subsection (E), that Extension Limitation Equalized Assessed Valuation shall be utilized to calculate the district's Available Local Resources.

(5) For school districts having a majority of their equalized assessed valuation in any county except Cook, DuPage, Kane, Lake, McHenry, or Will, if the amount of general State aid allocated to the school district for the 1999-2000 school year under the provisions of subsection (E), (H), and (J) of this Section is less than the amount of general State aid allocated to the district for the 1998-1999 school year under these subsections, then the general State aid of the district for the 1999-2000 school year only shall be increased by the difference between these amounts. The total payments made under this paragraph (5) shall not exceed \$14,000,000. Claims shall be prorated if they exceed \$14,000,000.

(H) Supplemental General State Aid.

(1) In addition to the general State aid a school district is allotted pursuant to subsection (E), qualifying school districts shall receive a grant, paid in conjunction with a district's payments of general State aid, for supplemental general State aid based upon the concentration level of children from low-income households within the school district. Supplemental State aid grants provided for school districts under this subsection shall be appropriated for distribution to school districts as part of the same line item in which the general State financial aid of school districts is appropriated under this Section.

(1.5) This paragraph (1.5) applies only to those school years preceding the 2003-2004 school year. For purposes of this subsection (H), the term "Low-Income Concentration Level" shall be the low-income eligible pupil count from the most recently available federal census divided by the Average Daily Attendance of the school district. If, however, (i) the percentage decrease from the 2 most recent federal censuses in the low-income eligible pupil count of a high school district with fewer than 400 students exceeds by 75% or more the percentage change in the total low-income eligible pupil count of contiguous elementary school districts, whose boundaries are coterminous with the high school district, or (ii) a high school district within 2 counties and serving 5 elementary school districts, whose boundaries are coterminous with the high school district, has a percentage decrease from the 2 most recent federal censuses in the low-income eligible pupil count and there is a percentage increase in the total low-income eligible pupil count of a majority of the elementary school districts in excess of 50% from the 2 most recent federal censuses, then the high school district's low-income eligible pupil count from the earlier

federal census shall be the number used as the low-income eligible pupil count for the high school district, for purposes of this subsection (H). The changes made to this paragraph (1) by Public Act 92-28 shall apply to supplemental general State aid grants for school years preceding the 2003-2004 school year that are paid in fiscal year 1999 or thereafter and to any State aid payments made in fiscal year 1994 through fiscal year 1998 pursuant to subsection 1(n) of Section 18-8 of this Code (which was repealed on July 1, 1998), and any high school district that is affected by Public Act 92-28 is entitled to a recomputation of its supplemental general State aid grant or State aid paid in any of those fiscal years. This recomputation shall not be affected by any other funding.

(1.10) This paragraph (1.10) applies to the 2003-2004 school year and each school year thereafter. For purposes of this subsection (H), the term "Low-Income Concentration Level" shall, for each fiscal year, be the low-income eligible pupil count as of July 1 of the immediately preceding fiscal year (as determined by the Department of Human Services based on the number of pupils who are eligible for at least one of the following low income programs: Medicaid, the Children's Health Insurance Program, TANF, or Food Stamps, excluding pupils who are eligible for services provided by the Department of Children and Family Services, averaged over the 2 immediately preceding fiscal years for fiscal year 2004 and over the 3 immediately preceding fiscal years for each fiscal year thereafter) divided by the Average Daily Attendance of the school district.

(2) Supplemental general State aid pursuant to this subsection (H) shall be provided as follows for the 1998-1999, 1999-2000, and 2000-2001 school years only:

(a) For any school district with a Low Income Concentration Level of at least 20% and less than 35%, the grant for any school year shall be \$800 multiplied by the low income eligible pupil count.

(b) For any school district with a Low Income Concentration Level of at least 35% and less than 50%, the grant for the 1998-1999 school year shall be \$1,100 multiplied by the low income eligible pupil count.

(c) For any school district with a Low Income Concentration Level of at least 50% and less than 60%, the grant for the 1998-99 school year shall be \$1,500 multiplied by the low income eligible pupil count.

(d) For any school district with a Low Income Concentration Level of 60% or more, the grant for the 1998-99 school year shall be \$1,900 multiplied by the low income eligible pupil count.

(e) For the 1999-2000 school year, the per pupil amount specified in subparagraphs (b), (c), and (d) immediately above shall be increased to \$1,243, \$1,600, and \$2,000, respectively.

(f) For the 2000-2001 school year, the per pupil amounts specified in subparagraphs (b), (c), and (d) immediately above shall be \$1,273, \$1,640, and \$2,050, respectively.

(2.5) Supplemental general State aid pursuant to this subsection (H) shall be provided as follows for the 2002-2003 school year:

(a) For any school district with a Low Income Concentration Level of less than 10%, the grant for each school year shall be \$355 multiplied by the low income eligible pupil count.

(b) For any school district with a Low Income Concentration Level of at least 10% and less than 20%, the grant for each school year shall be \$675 multiplied by the low income eligible pupil count.

(c) For any school district with a Low Income Concentration Level of at least 20% and less than 35%, the grant for each school year shall be \$1,330 multiplied by the low income eligible pupil count.

(d) For any school district with a Low Income Concentration Level of at least 35% and less than 50%, the grant for each school year shall be \$1,362 multiplied by the low income eligible pupil count.

(e) For any school district with a Low Income Concentration Level of at least 50% and less than 60%, the grant for each school year shall be \$1,680 multiplied by the low income eligible pupil count.

(f) For any school district with a Low Income Concentration Level of 60% or more, the grant for each school year shall be \$2,080 multiplied by the low income eligible pupil count.

(2.10) Except as otherwise provided, supplemental general State aid pursuant to this subsection (H) shall be provided as follows for the 2003-2004 school year and each school year thereafter:

(a) For any school district with a Low Income Concentration Level of 15% or less, the grant for each school year shall be \$355 multiplied by the low income eligible pupil count.

(b) For any school district with a Low Income Concentration Level greater than 15%, the grant for each school year shall be \$294.25 added to the product of \$2,700 and the square of the Low Income Concentration Level, all multiplied by the low income eligible pupil count.

For the 2003-2004 school year and each school year thereafter through the 2008-2009 school year only, the grant shall be no less than the grant for the 2002-2003 school year. For the 2009-2010 school year only, the grant shall be no less than the grant for the 2002-2003 school year multiplied by 0.66. For the 2010-2011 school year only, the grant shall be no less than the grant for the 2002-2003 school year multiplied by 0.33. Notwithstanding the provisions of this paragraph to the contrary, if for any school year supplemental general State aid grants are prorated as provided in paragraph (1) of this subsection (H), then the grants under this paragraph shall be prorated.

For the 2003-2004 school year only, the grant shall be no greater than the grant received during the 2002-2003 school year added to the product of 0.25 multiplied by the difference between the grant amount calculated under subsection (a) or (b) of this paragraph (2.10), whichever is applicable, and the grant received during the 2002-2003 school year. For the 2004-2005 school year only, the grant shall be no greater than the grant received during the 2002-2003 school year added to the product of 0.50 multiplied by the difference between the grant amount calculated under subsection (a) or (b) of this paragraph (2.10), whichever is applicable, and the grant received during the 2002-2003 school year. For the 2005-2006 school year only, the grant shall be no greater than the grant received during the 2002-2003 school year added to the product of 0.75 multiplied by the difference between the grant amount calculated under subsection (a) or (b) of this paragraph (2.10), whichever is applicable, and the grant received during the 2002-2003 school year.

(3) School districts with an Average Daily Attendance of more than 1,000 and less than 50,000 that qualify for supplemental general State aid pursuant to this subsection shall submit a plan to the State Board of Education prior to October 30 of each year for the use of the funds resulting from this grant of supplemental general State aid for the improvement of instruction in which priority is given to meeting the education needs of disadvantaged children. Such plan shall be submitted in accordance with rules and regulations promulgated by the State Board of Education.

(4) School districts with an Average Daily Attendance of 50,000 or more that qualify for supplemental general State aid pursuant to this subsection shall be required to distribute from funds available pursuant to this Section, no less than \$261,000,000 in accordance with the following requirements:

(a) The required amounts shall be distributed to the attendance centers within the district in proportion to the number of pupils enrolled at each attendance center who are eligible to receive free or reduced-price lunches or breakfasts under the federal Child Nutrition Act of 1966 and under the National School Lunch Act during the immediately preceding school year.

(b) The distribution of these portions of supplemental and general State aid among attendance centers according to these requirements shall not be compensated for or contravened by adjustments of the total of other funds appropriated to any attendance centers, and the Board of Education shall utilize funding from one or several sources in order to fully implement this provision annually prior to the opening of school.

(c) Each attendance center shall be provided by the school district a distribution of noncategorical funds and other categorical funds to which an attendance center is entitled under law in order that the general State aid and supplemental general State aid provided by application of this subsection supplements rather than supplants the noncategorical funds and other categorical funds provided by the school district to the attendance centers.

(d) Any funds made available under this subsection that by reason of the provisions of this subsection are not required to be allocated and provided to attendance centers may be used and appropriated by the board of the district for any lawful school purpose.

(e) Funds received by an attendance center pursuant to this subsection shall be used by the attendance center at the discretion of the principal and local school council for programs to improve educational opportunities at qualifying schools through the following programs and services: early childhood education, reduced class size or improved adult to student classroom ratio, enrichment programs, remedial assistance, attendance improvement, and other educationally beneficial expenditures which supplement the regular and basic programs as determined by the State Board of Education. Funds provided shall not be expended for any political or lobbying purposes as defined by board rule.

(f) Each district subject to the provisions of this subdivision (H)(4) shall submit an acceptable plan to meet the educational needs of disadvantaged children, in compliance with the requirements of this paragraph, to the State Board of Education prior to July 15 of each year. This plan shall be consistent with the decisions of local school councils concerning the school expenditure plans developed in accordance with part 4 of Section 34-2.3. The State Board shall approve or reject the plan within 60 days after its submission. If the plan is rejected, the district shall give written notice of intent to modify the plan within 15 days of the notification of rejection and then submit a modified plan within

30 days after the date of the written notice of intent to modify. Districts may amend approved plans pursuant to rules promulgated by the State Board of Education.

Upon notification by the State Board of Education that the district has not submitted a plan prior to July 15 or a modified plan within the time period specified herein, the State aid funds affected by that plan or modified plan shall be withheld by the State Board of Education until a plan or modified plan is submitted.

If the district fails to distribute State aid to attendance centers in accordance with an approved plan, the plan for the following year shall allocate funds, in addition to the funds otherwise required by this subsection, to those attendance centers which were underfunded during the previous year in amounts equal to such underfunding.

For purposes of determining compliance with this subsection in relation to the requirements of attendance center funding, each district subject to the provisions of this subsection shall submit as a separate document by December 1 of each year a report of expenditure data for the prior year in addition to any modification of its current plan. If it is determined that there has been a failure to comply with the expenditure provisions of this subsection regarding contravention or supplanting, the State Superintendent of Education shall, within 60 days of receipt of the report, notify the district and any affected local school council. The district shall within 45 days of receipt of that notification inform the State Superintendent of Education of the remedial or corrective action to be taken, whether by amendment of the current plan, if feasible, or by adjustment in the plan for the following year. Failure to provide the expenditure report or the notification of remedial or corrective action in a timely manner shall result in a withholding of the affected funds.

The State Board of Education shall promulgate rules and regulations to implement the provisions of this subsection. No funds shall be released under this subdivision (H)(4) to any district that has not submitted a plan that has been approved by the State Board of Education.

(I) (Blank).

(J) (Blank).

(K) Grants to Laboratory and Alternative Schools.

In calculating the amount to be paid to the governing board of a public university that operates a laboratory school under this Section or to any alternative school that is operated by a regional superintendent of schools, the State Board of Education shall require by rule such reporting requirements as it deems necessary.

As used in this Section, "laboratory school" means a public school which is created and operated by a public university and approved by the State Board of Education. The governing board of a public university which receives funds from the State Board under this subsection (K) may not increase the number of students enrolled in its laboratory school from a single district, if that district is already sending 50 or more students, except under a mutual agreement between the school board of a student's district of residence and the university which operates the laboratory school. A laboratory school may not have more than 1,000 students, excluding students with disabilities in a special education program.

As used in this Section, "alternative school" means a public school which is created and operated by a Regional Superintendent of Schools and approved by the State Board of Education. Such alternative schools may offer courses of instruction for which credit is given in regular school programs, courses to prepare students for the high school equivalency testing program or vocational and occupational training. A regional superintendent of schools may contract with a school district or a public community college district to operate an alternative school. An alternative school serving more than one educational service region may be established by the regional superintendents of schools of the affected educational service regions. An alternative school serving more than one educational service region may be operated under such terms as the regional superintendents of schools of those educational service regions may agree.

Each laboratory and alternative school shall file, on forms provided by the State Superintendent of Education, an annual State aid claim which states the Average Daily Attendance of the school's students by month. The best 3 months' Average Daily Attendance shall be computed for each school. The general State aid entitlement shall be computed by multiplying the applicable Average Daily Attendance by the Foundation Level as determined under this Section.

(L) Payments, Additional Grants in Aid and Other Requirements.

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(1) For a school district operating under the financial supervision of an Authority created under Article 34A, the general State aid otherwise payable to that district under this Section, but not the supplemental general State aid, shall be reduced by an amount equal to the budget for the operations of the Authority as certified by the Authority to the State Board of Education, and an amount equal to such reduction shall be paid to the Authority created for such district for its operating expenses in the manner provided in Section 18-11. The remainder of general State school aid for any such district shall be paid in accordance with Article 34A when that Article provides for a disposition other than that provided by this Article.

(2) (Blank).

(3) Summer school. Summer school payments shall be made as provided in Section 18-4.3.

(M) Education Funding Advisory Board.

The Education Funding Advisory Board, hereinafter in this subsection (M) referred to as the "Board", is hereby created. The Board shall consist of 5 members who are appointed by the Governor, by and with the advice and consent of the Senate. The members appointed shall include representatives of education, business, and the general public. One of the members so appointed shall be designated by the Governor at the time the appointment is made as the chairperson of the Board. The initial members of the Board may be appointed any time after the effective date of this amendatory Act of 1997. The regular term of each member of the Board shall be for 4 years from the third Monday of January of the year in which the term of the member's appointment is to commence, except that of the 5 initial members appointed to serve on the Board, the member who is appointed as the chairperson shall serve for a term that commences on the date of his or her appointment and expires on the third Monday of January, 2002, and the remaining 4 members, by lots drawn at the first meeting of the Board that is held after all 5 members are appointed, shall determine 2 of their number to serve for terms that commence on the date of their respective appointments and expire on the third Monday of January, 2001, and 2 of their number to serve for terms that commence on the date of their respective appointments and expire on the third Monday of January, 2000. All members appointed to serve on the Board shall serve until their respective successors are appointed and confirmed. Vacancies shall be filled in the same manner as original appointments. If a vacancy in membership occurs at a time when the Senate is not in session, the Governor shall make a temporary appointment until the next meeting of the Senate, when he or she shall appoint, by and with the advice and consent of the Senate, a person to fill that membership for the unexpired term. If the Senate is not in session when the initial appointments are made, those appointments shall be made as in the case of vacancies.

The Education Funding Advisory Board shall be deemed established, and the initial members appointed by the Governor to serve as members of the Board shall take office, on the date that the Governor makes his or her appointment of the fifth initial member of the Board, whether those initial members are then serving pursuant to appointment and confirmation or pursuant to temporary appointments that are made by the Governor as in the case of vacancies.

The State Board of Education shall provide such staff assistance to the Education Funding Advisory Board as is reasonably required for the proper performance by the Board of its responsibilities.

For school years after the 2000-2001 school year, the Education Funding Advisory Board, in consultation with the State Board of Education, shall make recommendations as provided in this subsection (M) to the General Assembly for the foundation level under subdivision (B)(3) of this Section and for the supplemental general State aid grant level under subsection (H) of this Section for districts with high concentrations of children from poverty. The recommended foundation level shall be determined based on a methodology which incorporates the basic education expenditures of low-spending schools exhibiting high academic performance. The Education Funding Advisory Board shall make such recommendations to the General Assembly on January 1 of odd numbered years, beginning January 1, 2001.

(N) (Blank).

(O) References.

(1) References in other laws to the various subdivisions of Section 18-8 as that Section existed before its repeal and replacement by this Section 18-8.05 shall be deemed to refer to the corresponding provisions of this Section 18-8.05, to the extent that those references remain applicable.

(2) References in other laws to State Chapter 1 funds shall be deemed to refer to the supplemental general State aid provided under subsection (H) of this Section.

(P) Public Act 93-838 and Public Act 93-808 make inconsistent changes to this Section. Under Section 6 of the Statute on Statutes there is an irreconcilable conflict between Public Act 93-808 and Public Act 93-

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838. Public Act 93-838, being the last acted upon, is controlling. The text of Public Act 93-838 is the law regardless of the text of Public Act 93-808.

(Q) State Fiscal Year 2015 Payments.

For payments made for State fiscal year 2015, the State Board of Education shall, for each school district, calculate that district's pro-rata share of a minimum sum of \$13,600,000 or additional amounts as needed from the total net General State Aid funding as calculated under this Section that shall be deemed attributable to the provision of special educational facilities and services, as defined in Section 14-1.08 of this Code, in a manner that ensures compliance with maintenance of State financial support requirements under the federal Individuals with Disabilities Education Act. Each school district must use such funds only for the provision of special educational facilities and services, as defined in Section 14-1.08 of this Code, and must comply with any expenditure verification procedures adopted by the State Board of Education.

(R) Payments for the 2016-2017 through 2018-2019 School Years.

(1) For the 2016-2017 through 2018-2019 school years, amounts appropriated in accordance with this Section shall be provided in the following amounts and in the following order of priority: (i) an amount equal to the total amount appropriated for the 2015-2016 school year that has been provided to school districts in accordance with the provisions of this Section as in effect for the 2015-2016 school year plus, when applicable, the amounts paid to school districts from the appropriation contained in Section 10 of Article 1 of Public Act 99-5 in accordance with the provisions of that Section as in effect for the 2015-2016 school year and without taking into account the equity grant defined under paragraph (3) of this subsection (R); (ii) amounts required to fund the equity grant under paragraph (3) of this subsection (R), which shall be calculated in accordance with the provisions of paragraph (3) of this subsection (R); (iii) an amount necessary to ensure all school districts receive no less than the school district would have received under this Section without the provisions of this subsection (R); and (iv) any remaining amounts, which shall be provided to fund State aid payments to school districts calculated in accordance with the provisions of this Section, but only after subtracting the amounts provided to school districts pursuant to items (i) and (ii) of this paragraph (1).

(2) The aggregate appropriations available for payments required by this subsection (R) from all State funds for fiscal years 2017, 2018, and 2019 shall be no less than the amount required under this subsection (R). If for any reason the aggregate appropriations made available from all State funds for fiscal year 2017, 2018, or 2019 are insufficient to meet the amounts required by this subsection (R), this paragraph (2) shall constitute a continuing appropriation of all amounts necessary for these purposes. If both this amendatory Act of the 99th General Assembly and Senate Bill 2048 of the 99th General Assembly become law, the provisions of this amendatory Act control over Section 5 of Article 93 of Senate Bill 2048 of the 99th General Assembly.

(3) As used in this subsection (R):

"Equity grant" means the product of \$700,000,000 multiplied by the applicable percentage.

"Applicable percentage" means for each school district: a fraction, the numerator of which is the amount of supplemental general State aid grants for that school district for the 2015-2016 school year, and the denominator of which is the aggregate amount of all supplemental general State aid grants for all school districts for the 2015-2016 school year.

(Source: P.A. 98-972, eff. 8-15-14; 99-2, eff. 3-26-15; 99-194, eff. 7-30-15.)

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

AMENDMENT NO. 3 TO SENATE BILL 3319

AMENDMENT NO. 3. Amend Senate Bill 3319 by replacing everything after the enacting clause with the following:

"Section 5. The Election Code is amended by changing Section 12-5 as follows:

(10 ILCS 5/12-5) (from Ch. 46, par. 12-5)

Sec. 12-5. Notice for public questions.

(a) Except as otherwise provided in subsection (b), for ~~For~~ all elections held after July 1, 1999, notice of public questions shall be required only as set forth in this Section or as set forth in Section 17-3 or 19-3 of the School Code. Not more than 30 days nor less than 10 days before the date of a regular election at which a public question is to be submitted to the voters of a political or governmental subdivision, and at

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least 20 days before an emergency referendum, the election authority shall publish notice of the referendum. The notice shall be published once in a local, community newspaper having general circulation in the political or governmental subdivision. The notice shall also be given at least 10 days before the date of the election by posting a copy of the notice at the principal office of the election authority. The local election official shall also post a copy of the notice at the principal office of the political or governmental subdivision, or if there is no principal office at the building in which the governing body of the political or governmental subdivision held its first meeting of the calendar year in which the referendum is being held. The election authority and the political or governmental subdivision may, but are not required to, post the notice electronically on their World Wide Web pages. The notice, which shall appear over the name or title of the election authority, shall be substantially in the following form:

NOTICE IS HEREBY GIVEN that at the election to be held on (insert day of the week), (insert date of election), the following proposition will be submitted to the voters of (name of political or governmental subdivision):

(insert the public question as it will appear on the ballot)

The polls at the election will be open at 6:00 o'clock A.M. and will continue to be open until 7:00 o'clock P.M. of that day.

Dated (date of notice)

(Name or title of the election authority)

The notice shall also include any additional information required by the statute authorizing the public question. The notice may include an explanation, in neutral and plain language, of the question and its purposes supplied by the governing body of the political or governmental subdivision to whose voters the question is to be submitted. The notice shall set forth the precincts and polling places at which the referendum will be conducted only in the case of emergency referenda.

(b) Notice of any public question published in a local, community newspaper having general circulation in the political or governmental subdivision to which such public question relates more than 30 days but not more than 35 days prior to the general election held on November 8, 2016 that otherwise complies with the requirements of this Section is sufficient notice to satisfy the newspaper publication requirement of this Section, such notice shall for all purposes be deemed to have been given in accordance with this Section, any bonds approved by the voters at such election are hereby authorized to be issued in accordance with applicable law without further referendum approval and taxes to be levied pursuant to any limiting rate increases approved by the voters at such election are hereby authorized to be levied and extended without further referendum approval.

(Source: P.A. 92-6, eff. 6-7-01; 93-847, eff. 7-30-04.)

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

Under the rules, the foregoing **Senate Bill No. 3319**, with House Amendments numbered 1, 2 and 3, was referred to the Secretary's Desk.

COMMITTEE MEETING ANNOUNCEMENT FOR JANUARY 10, 2017

The Chair announced the following committee to meet at 9:00 o'clock a.m.:

State Government and Veterans Affairs in Room 409

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

On motion of Senator J. Cullerton, **Senate Bill No. 2437**, with House Amendments numbered 3 and 6 on the Secretary's Desk, was taken up for immediate consideration.

Senator J. Cullerton 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 41; NAYS None; Present 2.

[January 9, 2017]

The following voted in the affirmative:

Anderson	Harmon	McCann	Sandoval
Bennett	Hastings	McCarter	Silverstein
Bertino-Tarrant	Hunter	McConchie	Stadelman
Biss	Hutchinson	McGuire	Steans
Bush	Jones, E.	Morrison	Sullivan
Clayborne	Koehler	Mulroe	Syverson
Collins	Landek	Muñoz	Trotter
Cullerton, T.	Lightford	Murphy, L.	Mr. President
Cunningham	Link	Noland	
Forby	Manar	Raoul	
Haine	Martinez	Righter	

The following voted present:

Nybo
Oberweis

The motion prevailed.

And the Senate concurred with the House in the adoption of their Amendments numbered 3 and 6 to **Senate Bill No. 2437**, by a three-fifths vote.

Ordered that the Secretary inform the House of Representatives thereof.

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 263
Floor Amendment No. 2 to Senate Bill 951

At the hour of 4:05 o'clock p.m., the Chair announced the Senate stand adjourned until Tuesday, January 10, 2017, at 10:00 o'clock a.m.