

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-THIRD GENERAL ASSEMBLY

39TH LEGISLATIVE DAY

TUESDAY, APRIL 1, 2003

10:00 O'CLOCK A.M.

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The House met pursuant to adjournment.
Speaker Madigan in the chair.
Prayer by Reverend Charles Epperly of the Crainville Baptist Church in Crainville.
Representative Wirsing led the House in the Pledge of Allegiance.
By direction of the Speaker, a roll call was taken to ascertain the attendance of Members, as follows:
117 present. (ROLL CALL 1)

REQUEST TO BE SHOWN ON QUORUM

Having been absent when the Quorum Roll Call for Attendance was taken, this is to advise you that I, Representative Kelly, should be recorded as present.

LETTER OF TRANSMITTAL

April 1, 2003

Mr. Anthony D. Rossi
Clerk of the House
Illinois House of Representatives
402 State Capitol
Springfield, IL 62706

RE: House Bill 3073

Dear Mr. Rossi:

It was my intention to vote YES on House Bill 3073. Please let the record reflect my YES vote on this bill.

Please accept my apology for any inconvenience this may have caused.

Sincerely,
s/Brandon W. Phelps
State Representative
118th District

April 1, 2003

Mr. Tony Rossi
Clerk of the House
State Capitol
Springfield, IL 62706

Dear Clerk Rossi,

On HB 3073, it was my intention to vote yes. Please let the record reflect this Yes vote on this bill.

Thank You.

Sincerely,
s/Robert F. Flider
State Representative
101st District

REPORTS FROM THE COMMITTEE ON RULES

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken earlier today, and reported the same back with the following recommendations:

That the Floor Amendment be reported "recommends be adopted":

Amendment No. 5 to HOUSE BILL 70.
Amendment No. 3 to HOUSE BILL 134.
Amendment No. 2 to HOUSE BILL 220.
Amendment No. 5 to HOUSE BILL 416.
Amendment No. 2 to HOUSE BILL 1091.
Amendment No. 3 to HOUSE BILL 2202.
Amendment No. 1 to HOUSE BILL 2449.
Amendment No. 1 to HOUSE BILL 2573.
Amendment No. 1 to HOUSE BILL 2577.
Amendment No. 2 to HOUSE BILL 2608.
Amendment No. 1 to HOUSE BILL 3198.

The committee roll call vote on the foregoing Legislative Measures is as follows:
5, Yeas; 0, Nays; 0, Answering Present.

Y Currie,Barbara(D), Chairperson
Y Hannig,Gary(D)
Y Turner,Arthur(D)

Y Black,William(R)
Y Hassert,Brent(R), Republican Spokesperson

COMMITTEE ON RULES REFERRALS

Representative Currie, Chairperson of the Committee on Rules, reported the following legislative measures and/or joint action motions have been assigned as follows:

Human Services: SENATE BILLS 59, 76 and 880.
Judiciary II - Criminal Law: SENATE BILL 43.
Registration & Regulation: HOUSE AMENDMENTS Numbered 1 and 2 to HOUSE BILL 3057.
Revenue: SENATE BILL 153.

MOTIONS SUBMITTED

Representative Mathias submitted the following written motion, which was placed on the order of Motions:

MOTION

Pursuant to Rule 60(b), I move to table HOUSE BILL 3102.

Representative Will Davis submitted the following written motion, which was placed on the order of Motions:

MOTION

Pursuant to Rule 60(b), I move to table HOUSE BILL 3232.

Representative Black submitted the following written motion, which was placed on the order of Motions:

MOTION

Pursuant to Rule 60(b), I move to table HOUSE BILL 3546.

HOME RULE NOTES SUPPLIED

Home Rule Notes have been supplied for HOUSE BILLS 1518, as amended and 1955, as amended.

STATE MANDATES FISCAL NOTES SUPPLIED

State Mandates Fiscal Notes have been supplied for HOUSE BILLS 1518, as amended and 1955, as amended.

HOUSING AFFORDABILITY IMPACT NOTE SUPPLIED

A Housing Affordability Impact Note has been supplied for HOUSE BILL 1518, as amended.

JUDICIAL NOTE SUPPLIED

A Judicial Note has been supplied for HOUSE BILL 1518, as amended.

FISCAL NOTES SUPPLIED

Fiscal Notes have been supplied for HOUSE BILLS 89, as amended, 2431, 2449, as amended, 2607, 3021, as amended, 3022, 3316 and 3695.

REPORTS FROM STANDING COMMITTEES

Representative Saviano, Chairperson, from the Committee on Registration & Regulation to which the following were referred, action taken earlier today, and reported the same back with the following recommendations:

That the Floor Amendment be reported "recommends be adopted":
Amendment No. 1 to HOUSE BILL 2981.

The committee roll call vote on Amendment No. 1 to HOUSE BILL 2981 is as follows:
9, Yeas; 0, Nays; 0, Answering Present.

Y Saviano, Angelo(R), Chairperson

Y Burke, Daniel(D)

A Davis, Monique(D)

A Fritchey, John(D), Vice-Chairperson

Y Kosel, Renee(R)

Y Lyons, Eileen(R)

A Bradley, Richard(D)

Y Coulson, Elizabeth(R), Republican Spokesperson

Y Davis, Steve(D)

A Granberg, Kurt(D)

Y Krause, Carolyn(R)

A McAuliffe, Michael(R)

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Y Millner,John(R)
Y Novak,John(D)
A Sullivan,Ed(R)

A Mulligan,Rosemary(R)
A Reitz,Dan(D)

Representative Delgado, Chairperson, from the Committee on Human Services to which the following were referred, action taken earlier today, and reported the same back with the following recommendations:

That the Floor Amendment be reported "recommends be adopted":
Amendment No. 2 to HOUSE BILL 1843.

The committee roll call vote on Amendment No. 2 to HOUSE BILL 1843 is as follows:
8, Yeas; 0, Nays; 0, Answering Present.

Y Delgado,William(D), Chairperson	Y Bellock,Patricia(R), Republican Spokesperson
Y Feigenholtz,Sara(D), Vice-Chairperson (McGuire)	A Flowers,Mary(D)
Y Howard,Constance(D)	Y Kurtz,Rosemary(R)
Y Lindner,Patricia(R)	Y Ryg,Kathleen(D)
Y Sullivan,Ed(R)	

Representative Holbrook, Chairperson, from the Committee on Environment & Energy to which the following were referred, action taken earlier today, and reported the same back with the following recommendations:

That the Floor Amendment be reported "recommends be adopted":
Amendment No. 1 to HOUSE BILL 1729.

The committee roll call vote on Amendment No. 1 to HOUSE BILL 1729 is as follows:
13, Yeas; 0, Nays; 0, Answering Present.

Y Holbrook,Thomas(D), Chairperson	Y Bradley,Richard(D)
Y Churchill,Robert(R)	A Collins,Annazette(D)
Y Davis,Steve(D)	Y Hamos,Julie(D)
Y Joyce,Kevin(D)	Y Kosel,Renee(R)
A Leitch,David(R)	Y Meyer,James(R), Republican Spokesperson
Y Novak,John(D)	Y Parke,Terry(R)
Y Reitz,Dan(D)	Y Slone,Ricca(D), Vice-Chairperson
Y Tenhouse,Art(R)	

Representative Osterman, Chairperson, from the Committee on Local Government to which the following were referred, action taken earlier today, and reported the same back with the following recommendations:

That the Floor Amendment be reported "recommends be adopted":
Amendment No. 1 to HOUSE BILL 1751.
Amendment No. 1 to HOUSE BILL 1755.

The committee roll call vote on Amendment No. 1 to HOUSE BILL 1751 is as follows:
15, Yeas; 0, Nays; 0, Answering Present.

Y Osterman,Harry(D), Chairperson	A Biggins,Bob(R)
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A Colvin,Marlow(D), Vice-Chairperson	Y Davis,William(D)
Y Flider,Robert(D)	Y Froehlich,Paul(R)
A Hartke,Charles(D)	A Kelly,Robin(D)
Y Kurtz,Rosemary(R)	Y Mathias,Sidney(R), Republican Spokesperson
A Mautino,Frank(D)	Y May,Karen(D)
Y Meyer,James(R)	A Mitchell,Bill(R)
Y Moffitt,Donald(R)	A Nekritz,Elaine(D)
Y Phelps,Brandon(D)	Y Pihos,Sandra(R)
Y Ryg,Kathleen(D)	Y Slone,Ricca(D)
Y Sommer,Keith(R)	Y Watson,Jim(R)

The committee roll call vote on Amendment No. 1 to HOUSE BILL 1755 is as follows:
13, Yeas; 1, Nays; 0, Answering Present.

Y Osterman,Harry(D), Chairperson	A Biggins,Bob(R)
A Colvin,Marlow(D), Vice-Chairperson	Y Davis,William(D)
N Flider,Robert(D)	Y Froehlich,Paul(R)
A Hartke,Charles(D)	A Kelly,Robin(D)
Y Kurtz,Rosemary(R)	Y Mathias,Sidney(R), Republican Spokesperson
A Mautino,Frank(D)	Y May,Karen(D)
Y Meyer,James(R)	A Mitchell,Bill(R)
Y Moffitt,Donald(R)	A Nekritz,Elaine(D)
A Phelps,Brandon(D)	Y Pihos,Sandra(R)
Y Ryg,Kathleen(D)	Y Slone,Ricca(D)
Y Sommer,Keith(R)	Y Watson,Jim(R)

Representative Molaro, Chairperson, from the Committee on Revenue to which the following were referred, action taken earlier today, and reported the same back with the following recommendations:

That the Floor Amendment be reported "recommends be adopted":
Amendment No. 3 to HOUSE BILL 1489.
Amendment No. 1 to HOUSE BILL 1952.

The committee roll call vote on Amendment No. 3 to HOUSE BILL 1489 and Amendment No. 1 to HOUSE BILL 1952 is as follows:
9, Yeas; 0, Nays; 0, Answering Present.

Y Molaro,Robert(D), Chairperson	Y Beaubien,Mark(R), Republican Spokesperson
Y Biggins,Bob(R)	Y Currie,Barbara(D), Vice-Chairperson
Y Hannig,Gary(D)	Y Lang,Lou(D) (Rita)
Y Pankau,Carole(R)	Y Sullivan,Ed(R)
Y Turner,Arthur(D)	

Representative Franks, Chairperson, from the Committee on State Government Administration to which the following were referred, action taken earlier today, and reported the same back with the following recommendations:

That the Floor Amendment be reported "recommends be adopted":
Amendment No. 2 to HOUSE BILL 89.
Amendment No. 1 to HOUSE BILL 962.
Amendment No. 1 to HOUSE BILL 2995.

The committee roll call vote on Amendment No. 1 to HOUSE BILL 962 and Amendment No. 1 to HOUSE BILL 2995 is as follows:

11, Yeas; 0, Nays; 0, Answering Present.

Y Franks,Jack(D), Chairperson	Y Brady,Dan(R)
Y Brauer,Rich(R)	Y Chapa LaVia,Linda(D)
Y Jakobsson,Naomi(D)	Y Lindner,Patricia(R)
Y Myers,Richard(R), Republican Spokesperson	Y Rose,Chapin(R)
Y Smith,Michael(D), Vice-Chairperson	Y Verschoore,Patrick(D)
Y Washington,Eddie(D)	

Representative Fritchey, Chairperson, from the Committee on Judiciary I - Civil Law to which the following were referred, action taken earlier today, and reported the same back with the following recommendations:

That the bill be reported “do pass as amended” and be placed on the order of Second Reading-- Short Debate: HOUSE BILL 3468.

That the Floor Amendment be reported “recommends be adopted”:
Amendment No. 1 to HOUSE BILL 2572.

The committee roll call vote on Amendment No. 1 to HOUSE BILL 2572 is as follows:
13, Yeas; 0, Nays; 0, Answering Present.

Y Fritchey,John(D), Chairperson	Y Bailey,Patricia(D)
A Berrios,Maria(D)	Y Brosnahan,James(D)
Y Cultra,Shane(R)	Y Froehlich,Paul(R)
Y Hamos,Julie(D)	A Hoffman,Jay(D)
Y Hultgren,Randall(R), Republican Spokesperson	A Lang,Lou(D)
Y Mathias,Sidney(R)	Y May,Karen(D)
Y Nekritz,Elaine(D)	A Osmond,JoAnn(R)
Y Rose,Chapin(R)	Y Sacia,Jim(R)
Y Scully,George(D), Vice-Chairperson	A Wait,Ronald(R)

The committee roll call vote on House Bill 3468 is as follows:
12, Yeas; 0, Nays; 0, Answering Present.

Y Fritchey,John(D), Chairperson	Y Bailey,Patricia(D)
A Berrios,Maria(D)	Y Brosnahan,James(D)
Y Cultra,Shane(R)	Y Froehlich,Paul(R)
A Hamos,Julie(D)	A Hoffman,Jay(D)
Y Hultgren,Randall(R), Republican Spokesperson	A Lang,Lou(D)
Y Mathias,Sidney(R)	Y May,Karen(D)
Y Nekritz,Elaine(D)	A Osmond,JoAnn(R)
Y Rose,Chapin(R)	Y Sacia,Jim(R)
Y Scully,George(D), Vice-Chairperson	A Wait,Ronald(R)

Representative Burke, Chairperson, from the Committee on Executive to which the following were referred, action taken earlier today, and reported the same back with the following recommendations:

That the bill be reported “do pass” and be placed on the order of Second Reading-- Short Debate:
HOUSE BILL 2439.

That the Floor Amendment be reported “recommends be adopted”:
Amendments numbered 1 and 2 to HOUSE BILL 3635.

The committee roll call vote on House Bill 2439 is as follows:
9, Yeas; 0, Nays; 0, Answering Present.

Y Burke, Daniel(D), Chairperson	A Acevedo, Edward(D)
Y Biggins, Bob(R)	Y Bradley, Richard(D), Vice-Chairperson
Y Capparelli, Ralph(D)	Y Hassert, Brent(R)
A Jones, Lovana(D)	Y McKeon, Larry(D)
A Molaro, Robert(D)	Y Pankau, Carole(R), Republican Spokesperson
Y Saviano, Angelo(R)	Y Wirsing, David(R)

The committee roll call vote on Amendment No. 1 and 2 to HOUSE BILL 3635 is as follows:
11, Yeas; 0, Nays; 0, Answering Present.

Y Burke, Daniel(D), Chairperson	Y Acevedo, Edward(D)
Y Biggins, Bob(R)	Y Bradley, Richard(D), Vice-Chairperson
Y Capparelli, Ralph(D)	Y Hassert, Brent(R)
Y Jones, Lovana(D)	Y McKeon, Larry(D)
A Molaro, Robert(D)	Y Pankau, Carole(R), Republican Spokesperson
Y Saviano, Angelo(R)	Y Wirsing, David(R)

CHANGE OF SPONSORSHIP

Representative Cross asked and obtained unanimous consent to be removed as chief sponsor and Representative Coulson asked and obtained unanimous consent to be shown as chief sponsor of HOUSE BILL 1680.

Representative Lang asked and obtained unanimous consent to be removed as chief sponsor and Representative Ryg asked and obtained unanimous consent to be shown as chief sponsor of HOUSE BILL 2374.

Representative Hamos asked and obtained unanimous consent to be removed as chief sponsor and Representative McCarthy asked and obtained unanimous consent to be shown as chief sponsor of HOUSE BILL 2531.

Representative Burke asked and obtained unanimous consent to be removed as chief sponsor and Representative Bradley asked and obtained unanimous consent to be shown as chief sponsor of HOUSE BILL 2618.

Representative Hoffman asked and obtained unanimous consent to be removed as chief sponsor and Representative Hartke asked and obtained unanimous consent to be shown as chief sponsor of HOUSE BILL 2786 and 3635.

Representative Madigan asked and obtained unanimous consent to be removed as chief sponsor and Representative Saviano asked and obtained unanimous consent to be shown as chief sponsor of HOUSE BILL 2981.

Representative Madigan asked and obtained unanimous consent to be removed as chief sponsor and Representative May asked and obtained unanimous consent to be shown as chief sponsor of HOUSE BILL 3416.

Representative Hoffman asked and obtained unanimous consent to be removed as chief sponsor and Representative Rita asked and obtained unanimous consent to be shown as chief sponsor of HOUSE BILL 3636.

SENATE BILLS ON FIRST READING

Having been printed, the following bill was taken up, read by title a first time and placed in the Committee on Rules: SENATE BILLS 179, 332, 413, 1363 and 1997.

RESOLUTIONS

The following resolutions were offered and placed in the Committee on Rules.

HOUSE RESOLUTION 167

Offered by Representative Jefferson:

WHEREAS, The institution of slavery was terminated in a complex series of events occurring during and immediately after the Civil War; and

WHEREAS, On June 19th, 1865, the last of the slaves held in bondage in the United States were set free; and

WHEREAS, All Americans benefit from and all Americans should remember and celebrate the ending of slavery and the joining together of all of our people in freedom; and

WHEREAS, Our free enterprise system is fundamentally at odds with slavery and has been strengthened by its elimination; and

WHEREAS, No single Day of Remembrance is currently established for the celebration of slavery's end; and

WHEREAS, The United States currently celebrates two national Days of Remembrance, "Flag Day" and "Pearl Harbor Day"; and

WHEREAS, The State of Texas and six other states currently celebrate "Juneteenth" on June 19th of each year to recall the end of slavery; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we designate June 19th as "Juneteenth Day of Remembrance" in the State of Illinois to recall the ending of the horrid institution of slavery.

HOUSE RESOLUTION 169

Offered by Representative Brauer:

WHEREAS, Brandon Silveria, who at 17 was seriously injured in an alcohol-related crash in his native northern California, now tours the country full-time on behalf of the Century Council to educate students about the dangers of teen drinking and driving; and

WHEREAS, The Century Council, funded by America's leading distillers, is an organization dedicated to fighting alcohol abuse, focusing on drunk driving and underage drinking problems; and

WHEREAS, Project 29 Inc. invited Brandon Silveria to bring his message to the four high schools along Route 29 in Christian and Sangamon counties; and

WHEREAS, Since becoming spokespersons for the Century Council, Brandon Silveria and his father have addressed more than 250,000 parents and students in New York, California, Maine, Oregon, Texas, Nebraska, New Mexico, Michigan, Florida, Georgia, Missouri, Virginia, Massachusetts, Connecticut and the District of Columbia; and

WHEREAS, In addition to local media coverage in every city Mr. Silveria visits, his story has been featured on the nationally syndicated television programs, "Rescue 911" and "Leeza"; and

WHEREAS, During his presentations, Mr. Silveria shares the tragic story of his 1987 alcohol-related

accident which left him in a coma for over two-and-one-half months and in rehabilitation for several years; and

WHEREAS, His presentations continue to receive standing ovations and pledges to never drink and drive from students across the country; on May 25, 2001, Mr. Silveria reached his one-millionth student with his message; and

WHEREAS, During the week of April 1, 2003, Mr. Silveria will tell his story at several schools in the State of Illinois, beginning with Taylorville High School and continuing with Rochester, Edinburg, and Pana high schools, the four high schools located along Illinois Route 29 in Christian and Sangamon counties; therefore, be it

RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we commend Century Council spokesman Brandon Silveria for his contributions in educating students about the dangers of teen drinking and driving and in honor of his contributions proclaim April 1 through April 7, 2003 Brandon Silveria Week in the State of Illinois; and be it further

RESOLVED, That suitable copies of this resolution be presented to Brandon Silveria and Project 29 Inc.

HOUSE RESOLUTION 171

Offered by Representative Aguilar:

WHEREAS, S.201, the State and Local Aid and Economic Stimulus Act of 2003, was introduced on January 22, 2003 in the United States Senate and is intended to provide Federal aid and economic stimulus through a one-time revenue grant to states and their local governments; and

WHEREAS, S.201 provides for \$20 billion for states and \$20 billion for local governments and further provides that it is the sense of Congress that priority for using the allotted funds should be given to homeland security, medicaid, public health, highway construction, childcare, elementary, secondary, and higher education, and the prevention of additional property tax increases; and

WHEREAS, The State of Illinois and its units of local governments are prepared to use their allotted funds for those purposes; and

WHEREAS, It is estimated that S.201 would make available to the State of Illinois and its units of local governments \$1,734,000,000; and

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the United States Senate and the United States House of Representatives to pass S.201 as soon as possible; and be it further

RESOLVED, That copies of this resolution be sent to each member of the Illinois congressional delegation and to President George W. Bush.

HOUSE RESOLUTION 173

Offered by Representative Hoffman:

WHEREAS, There are almost 6,000 transit agencies in the United States, including 70 transit providers in Illinois; and

WHEREAS, In 2000, Illinois public transit provided almost 600 million rides; and

WHEREAS, The Department of Energy estimates that 13 percent of the 91.6 million United States households do not own any means of personal transportation, and thus, millions of Americans are dependent upon transit, including those individuals with low incomes, the disabled, the elderly, and children; and

WHEREAS, Automobiles consume 21 percent of this country's energy, and transportation accounts for 27 percent of greenhouse emissions; transit uses less than one percent of all energy consumed in this country and is a cost-effective way of reducing harmful emissions; and

WHEREAS, Transit provides mobility during crises, such as earthquakes, snow and ice storms, and other national emergencies; and

WHEREAS, Public transit is critical to workforce development, health care, and education access; and

WHEREAS, Congestion now costs the Chicago Metropolitan Area \$4 billion per year, \$1,472 per

commuter, in low cost productivity, fuel, and insurance costs; and

WHEREAS, Quality public transit in Illinois would support working families and businesses by providing effective options for connecting workers to jobs and by reducing traffic congestion which would reduce air pollution that has contributed to skyrocketing asthma rates; and

WHEREAS, Public transportation is equally important to rural communities throughout the country where 40 percent of residents have no access to public transit services and another 28 percent have negligible access; and

WHEREAS, Effective and efficient public transit systems are essential for improved regional mobility and sound local and State economies; and

WHEREAS, Illinois' transit systems have significant capital needs that have traditionally been supported by crucial federal investment; and

WHEREAS, Illinois is the third largest transit provider in the country but ranks 44th in the level of federal matching support per capita for operations; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the United States Congress and the Administration to strongly support any proposals to increase the level of funding for public transportation in the reauthorization of TEA-21 in 2003 and specifically distribute transit funding on a basis which assures sufficient funding for both rehabilitation and new capacity needs in states with significant transit ridership and infrastructure; and be it further

RESOLVED, That copies of this preamble and resolution be provided to President George W. Bush and each of the members of the Illinois Congressional delegation.

HOUSE RESOLUTION 175

Offered by Representative McKeon:

WHEREAS, The Lincoln Park Lagooners is one of Chicago's oldest, continually operating Lesbiganay social organizations, with a membership of nearly 300; and

WHEREAS, It has been the goal of the Lincoln Park Lagooners to enrich the lives of Chicago's Lesbiganay community through social events and charitable contributions since its creation in 1976; and

WHEREAS, The Lincoln Park Lagooners was formed by a group of volleyball players who met at the Lincoln Park lagoon and have committed to social interaction, activities, and charitable fundraising for a variety of causes and has continued for over 25 years; and

WHEREAS, Members of the Lincoln Park Lagooners have been a surrogate family, a support group to many, and have historically been important to the Gay and Lesbian community; and

WHEREAS, The Lincoln Park Lagooners have provided fundraising efforts and thousands of dollars of support to many organizations, such as the Howard Brown Health Center, Test Positive Aware Network, Gay/Lesbian/Bisexual Veterans of America, Stonewall Foundation, Open Hand Chicago, and the AIDS Foundation of Chicago; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we commend the members of the Lincoln Park Lagooners for their hard work and we congratulate them on the celebration of the 26th anniversary of their organization; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Lincoln Park Lagooners.

HOUSE RESOLUTION 176

Offered by Representative Dunkin:

WHEREAS, The 92nd General Assembly directed the creation of the Illinois After-school Initiative in House Resolution 63 to identify the number of school-age children and youth in the State who are in need of out-of-school-time programs and to develop a plan for coordinating resources to achieve a goal of providing out-of-school-time services to every school-age child and youth in the State; and

WHEREAS, The Illinois After-school Initiative found that 1.6 million school-age children and youth in Illinois are potentially in need of programs during the hours they are not in school; and

WHEREAS, Sixty-four percent of all Illinois children between the ages of 6 and 17 live in families where the sole parent or both parents work; and being unsupervised during the non-school hours puts children and youth at greater risk of truancy, performing poorly in school, depression, substance abuse, and becoming a victim of crime; and

WHEREAS, The Illinois After-school Initiative found that 41% of Illinois eighth-grade students were home alone more than 10 hours a week, and research shows that the likelihood of high-risk behaviors increases when youth are home alone 10 or more hours a week; and

WHEREAS, Research indicates that children who attend high-quality, out-of-school-time programs have better peer relations, emotional adjustment, conflict resolution skills, grades, and conduct in school compared to their peers who are not in out-of-school-time programs; and

WHEREAS, Children who attend quality out-of-school-time programs spend more time in learning opportunities, academic activities, and enrichment activities and spend less time watching television than their peers; and

WHEREAS, Parents and youth interviewed for the Illinois After-school Initiative detailed time and time again the positive difference out-of-school-time programs made in their lives and the lives of their families; and

WHEREAS, The 2002 task force report issued by the Illinois After-school Initiative at the request of the 92nd General Assembly focused on actions that would strengthen the State's ability to support high-quality, affordable, out-of-school-time programs and recommended policy changes in the areas of State-level interagency collaboration, capacity building, community collaboration, evaluation, and funding; and implementing these recommendations will require the continued collaboration, focus, and commitment of the State Board of Education and the Department of Human Services; and

WHEREAS, The recommendations of the Illinois After-school Initiative reflect the expertise of parents and over 60 representatives from State agencies, public institutions, and private non-profit organizations with extensive experience in education, youth development, research, violence prevention, juvenile justice, child care, volunteerism, and social work, and it is imperative for Illinois' school-age children and youth that the collaboration that produced this shared vision for out-of-school-time programming continue; and

WHEREAS, Hundreds of thousands of Illinois children and youth will be denied the opportunity to participate in activities that can help them reach their fullest potential and avoid the negative choices that are costly and detrimental to society if the State fails to enact the recommendations of the Illinois After-school Initiative to reduce duplication, streamline program requirements, maximize funding opportunities, train program staff, involve community institutions in designing and implementing programs, promote research-supported best practices, measure program outcomes, and evaluate the effectiveness of out-of-school-time interventions; and

WHEREAS, The Illinois After-school Initiative's task force report recommended that the General Assembly extend the duration of the Initiative and expand its membership and responsibilities to oversee the implementation of the Initiative's recommendations; and

WHEREAS, In December 2002, Illinois was one of 8 states recognized by a national foundation committed to building strong statewide after-school networks for its efforts to coordinate services and reach all interested children and youth with after-school programs, and the foundation has provided financial support to build upon the work begun by the Illinois After-school Initiative; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the State Board of Education and the Department of Human Services are directed to extend the duration of the Illinois After-school Initiative, to be renamed the Illinois After-school Partnership, until 2006, and that these agencies continue to co-chair the Partnership and oversee its efforts to implement the policy recommendations and strategic next steps identified in the Illinois After-school Initiative's task force report; and be it further

RESOLVED, That participation in the Illinois After-school Partnership be expanded beyond the membership of the initial Illinois After-school Initiative to increase the representation of parents, youth, foundations, employers, and others with experience in education, child care, after-school and youth development services, and crime and violence prevention; and be it further

RESOLVED, That the Partnership work diligently with the private sector to understand the out-of-school-time needs of employed parents and their families, and that the Partnership engage the public and private sectors in building and sustaining high quality out-of-school-time programs; and be it further

RESOLVED, That each year, on or before December 31, the Illinois After-school Partnership report its progress in reaching the recommendations set forth in the Illinois After-school Initiative's task force report to the General Assembly and the Governor; and be it further

RESOLVED, That suitable copies of this resolution shall be delivered to the State Board of Education and the Department of Human Services.

HOUSE RESOLUTION 180

Offered by Representative Jerry Mitchell:

WHEREAS, The Department of Human Services has the responsibility for subsidizing child care in Illinois; and

WHEREAS, The Department's practice of recalculating the subsidy when the custodial parent has been called up for active duty by the National Guard using the new guardian's income creates undue hardship for these families; and

WHEREAS, The family member or friend is the child's guardian while the parent is serving our country and additional hardship is placed on the individual caring for the child; and

WHEREAS, The cost of the subsidy has already been allocated for the child; it is not an additional expense to the Department to leave the subsidy calculation as it was immediately prior to the parent being called up for duty; and

WHEREAS, The new guardian is generally the grandparent of the child and is on a fixed income; the added expense for child care creates an additional financial burden on these guardians; and

WHEREAS, The increase in the child's subsidy may result in the removal of the child from the program; the child may experience more stress due to being unable to attend the child care setting, which adds more disruption to his or her life; therefore, be it

RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the Secretary of Human Services of the State of Illinois to review the current practice of calculating child care subsidies to ensure that the children of parents being called up to serve our country through the National Guard will not be hurt by changing the child care subsidy while a parent is in the service; and be it further

RESOLVED, That a suitable copy of this resolution be delivered to the Secretary of Human Services.

AGREED RESOLUTIONS

The following resolutions were offered and placed on the Calendar on the order of Agreed Resolutions.

HOUSE RESOLUTION 181

Offered by Representative McGuire:

WHEREAS, The members of the House of Representatives of the State of Illinois were saddened to learn of the death of Richard L. "Dick" Budde of Joliet on Wednesday, March 12, 2003; and

WHEREAS, Mr. Budde was born on a farm in Jackson Township to Leo and Ida (nee Wilhelmi) Budde; he was a lifelong Joliet area resident; he graduated from Joliet Catholic High School and Lewis University; he and his wife Marilyn, the Joliet Township Clerk, were married for 45 years; and

WHEREAS, Mr. Budde valiantly served his country in the United States Air Force during the Korean War as a medic in Iceland; in the 1960s, he was an investigator with the U.S. Civil Service Commission; he monitored elections and voter registration in the South; and

WHEREAS, Mr. Budde had served on the Will County Board since 1982 and was most recently re-elected to a four year term in November; he first entered politics as a precinct committeeman and he also served as Democratic Minority Leader; and

WHEREAS, During his service on the Will County Board, Mr. Budde earned the reputation of "County Watchdog" for his practice of persistent questioning concerning County Board issues; and

WHEREAS, Mr. Budde worked as a residential and commercial realtor for over 30 years in Joliet, most recently with Coldwell Banker Honig Bell Realty; he was a member of the Will County Board of Realtors and its Committees on Professional Standards and Legislation; he was a member of the American Legion

Post #1080 and the Knights of Columbus Council #12014; he was an usher at St. Paul the Apostle Catholic Church and a former board member for United Cerebral Palsy of Will County and the Elks Lodge #296; he was an avid bass fisherman; and

WHEREAS, The passing of Mr. Budde has been deeply felt by all who knew him, especially his wife, Marilyn J. Budde; his four sons, Michael (Terri), Daniel (Vickie), Thomas (Juliann), and Kurt Budde; his seven grandchildren, Rachel, Sean, Zachary, Lauren, Allison, D.J., and Jack; and his sister, Sylvia (Mackey) Norman; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we mourn the passing of Richard L. "Dick" Budde and extend to his family and friends our sincere condolences; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the family of Richard L. "Dick" Budde as an expression of our deepest sympathy.

HOUSE RESOLUTION 182

Offered by Representative Coulson:

WHEREAS, The members of the House of Representatives of the State of Illinois are pleased to recognize the accomplishments of student athletes of the State; and

WHEREAS, It has come to our attention that the Glenbrook North Spartans boys basketball team placed third in the Illinois High School Association Class AA State Basketball Tournament; and

WHEREAS, The Spartans ended the season with a record of 24 wins and 9 losses; they won the consolation game against Evanston High School with a score of 73 to 65; in the preseason, the Spartans were not ranked; and

WHEREAS, The season was filled with great plays, new heroes, and thrilling victories for Glenbrook North; each of the members of the team and the coaches worked hard to make the team successful; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate the Glenbrook North Spartans boys basketball team on placing third in the Illinois High School Association Class AA State Basketball Tournament; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Glenbrook North Spartans boys basketball team as a token of our respect and esteem and with best wishes for their future success.

HOUSE BILLS ON SECOND READING

HOUSE BILL 3162. Having been printed, was taken up and read by title a second time.
The following amendments were offered in the Committee on Insurance, adopted and printed:

AMENDMENT NO. 1

AMENDMENT NO. 1 _____. Amend House Bill 3162 on page 2, by replacing lines 7 through 12 with the following:

"(6) Issuing a new policy within an individual health insurance market after notice of withdrawal from that market has been given according to item (i) of subparagraph (a) of paragraph (2) of subsection (C) of Section 50 of the Illinois Health Insurance Portability and Accountability Act if that coverage was among the types of coverage for which notice of withdrawal has been given."; and
on page 6, line 22, by replacing "Subsidiary" with "Subsidiary".

AMENDMENT NO. 2

AMENDMENT NO. 2 _____. Amend House Bill 3162 on page 6, by inserting the following after line 25:
"Section 95. Severability. The provisions of this Act are severable under Section 1.31 of the Statute on Statutes.

AMENDMENT NO. 3

AMENDMENT NO. 3. Amend House Bill 3162 on page 2, line 16 after "50" by inserting "and adding Section 60"; and on page 6, by inserting the following after line 25:

"(215 ILCS 97/60 new)

Sec. 60. Notice requirement to the Department. In any case where a health insurance issuer elects to uniformly modify coverage, uniformly terminate coverage, or discontinue coverage in a marketplace in accordance with Sections 30 and 50 of this Act, the issuer shall provide notice to the Department prior to notifying the plan sponsors, participants, beneficiaries, and covered individuals. The notice shall be sent by certified mail to the Department 90 days in advance of any notification of the company's actions. The notice shall include: (i) a complete description of the action to be taken, (ii) a specific description of the type of coverage affected, (iii) the total number of covered lives affected, (iv) a sample draft of all letters being sent to the plan sponsors and participants, beneficiaries, or covered individuals, (v) time frames for the actions being taken, (vi) options the plans sponsors, participants, beneficiaries, or covered individuals may have available to them under the federal Health Insurance Portability and Accountability Act, and (vii) any other information as required by the Department."

There being no further amendments, the foregoing Amendments numbered 1, 2 and 3 were ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 1843. Having been read by title a second time on March 18, 2003, and held on the order of Second Reading, the same was again taken up.

Floor Amendment No. 1 remained in the Committee on Rules.

Representative Leitch offered the following amendment and moved its adoption.

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 1843 by replacing everything after the enacting clause with the following:

"Section 5. The Hospital Licensing Act is amended by adding Section 6.21 as follows:

(210 ILCS 85/6.21 new)

Sec. 6.21. Umbilical cord blood donation.

(a) All licensed hospitals shall offer a pregnant patient the option to donate, to a publicly accessible certified cord blood bank, blood extracted from the umbilical cord following the delivery of a newborn child if the donation can be made at no expense to the patient or hospital for collection or storage.

(b) Nothing in this Section obligates a hospital to collect umbilical cord blood if, in the professional judgment of a physician licensed to practice medicine in all its branches or a nurse, the collection would threaten the health of the mother or child.

(c) Nothing in this Section imposes a requirement upon any hospital employee, physician, nurse, or hospital that is directly affiliated with a bona fide religious denomination that includes as an integral part of its beliefs and practices the tenet that blood transfer is contrary to the moral principles the denomination considers to be an essential part of its beliefs."

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed; and the bill, as amended, was again advanced to the order of Third Reading.

HOUSE BILL 1318. Having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Judiciary I - Civil Law, adopted and printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 1318 on page 1, by deleting lines 6 through 29; and

by deleting all of pages 2 through 8.

Representative Parke offered the following amendment and moved its adoption:

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 1318, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Code of Civil Procedure is amended by changing Sections 8-2001 and 8-2003 as follows:

(735 ILCS 5/8-2001) (from Ch. 110, par. 8-2001)

Sec. 8-2001. Examination of records. In this Section, "health care facility" or "facility" means a public or private hospital, ambulatory surgical treatment center, nursing home, independent practice association, or physician hospital organization, or any other entity where health care services are provided to any person. The term does not include an organizational structure whose records are subject to Section 8-2003.

Every private and public health care facility hospital shall, upon the request of any patient who has been treated in such health care facility hospital and ~~after his or her discharge therefrom~~, permit the patient, his or her physician or authorized attorney to examine the health care facility patient care hospital records, including but not limited to the history, bedside notes, charts, pictures and plates, kept in connection with the treatment of such patient, and permit copies of such records to be made by him or her or his or her physician or authorized attorney. A request for copies of the records shall be in writing and shall be delivered to the administrator or manager of such health care facility hospital. The health care facility hospital shall be reimbursed by the person requesting copies of records at the time of such copying for all reasonable expenses, including the costs of independent copy service companies, incurred by the health care facility hospital in connection with such copying not to exceed a \$20 handling charge for processing the request for copies, and 75 cents per page for the first through 25th pages, 50 cents per page for the 26th through 50th pages, and 25 cents per page for all pages in excess of 50 (except that the charge shall not exceed \$1.25 per page for any copies made from microfiche or microfilm), and actual shipping costs. These rates shall be automatically adjusted as set forth in Section 8-2006. The health care facility hospital may, however, charge for the reasonable cost of all duplication of record material or information that cannot routinely be copied or duplicated on a standard commercial photocopy machine such as x-ray films or pictures.

The requirements of this Section shall be satisfied within ~~30~~ 60 days of the receipt of a written request by a patient, or by his or her legally authorized representative, for his or her physician, or authorized attorney, or own person. If the health care facility needs more time to comply with the request, then within 30 days after receiving the request, the facility must provide the requesting party with a written statement of the reasons for the delay and the date by which the requested information will be provided. In any event, the facility must provide the requested information no later than 60 days after receiving the request.

A health care facility must provide the public with at least 30 days prior notice of the closure of the facility. The notice must include an explanation of how copies of the facility's records may be accessed by patients. The notice may be given by publication in a newspaper of general circulation in the area in which the health care facility is located.

Failure to comply with the time limit requirement of this Section shall subject the denying party to expenses and reasonable attorneys' fees incurred in connection with any court ordered enforcement of the provisions of this Section. (Source: P.A. 84-7; 92-228, eff. 9-1-01.)

(735 ILCS 5/8-2003) (from Ch. 110, par. 8-2003)

Sec. 8-2003. Records of ~~physicians and other~~ health care practitioners. In this Section, "practitioner" means any health care practitioner, including other than a physician, dentist, podiatrist, advanced practice nurse, physician assistant, clinical psychologist, or clinical social worker. The term includes a medical office, health care clinic, health department, group practice, and any other organizational structure for a licensed professional to provide health care services. The term does not include a health care facility as defined in Section 8-2001.

Every ~~physician and~~ practitioner shall, upon the request of any patient who has been treated by such ~~physician or practitioner~~, permit the patient and the such patient's physician, practitioner, or authorized attorney to examine and copy the patient's records, including but not limited to those relating to the diagnosis, treatment, prognosis, history, charts, pictures and plates, kept in connection with the treatment of such patient. Such request for examining and copying of the records shall be in writing and shall be

delivered to such ~~physician or~~ practitioner. Such written request shall be complied with by the ~~physician or~~ practitioner within a reasonable time after receipt by him or her at his or her office or any other place designated by him or her.

The requirements of this Section shall be satisfied within 30 days of the receipt of a written request. If the practitioner needs more time to comply with the request, then within 30 days after receiving the request, the practitioner must provide the requesting party with a written statement of the reasons for the delay and the date by which the requested information will be provided. In any event, the practitioner must provide the requested information no later than 60 days after receiving the request.

The ~~physician or~~ practitioner shall be reimbursed by the person requesting such records at the time of such copying, for all reasonable expenses, including the costs of independent copy service companies, incurred by the ~~physician or~~ practitioner in connection with such copying not to exceed a \$20 handling charge for processing the request for copies, and 75 cents per page for the first through 25th pages, 50 cents per page for the 26th through 50th pages, and 25 cents per page for all pages in excess of 50 (except that the charge shall not exceed \$1.25 per page for any copies made from microfiche or microfilm), and actual shipping costs. These rates shall be automatically adjusted as set forth in Section 8-2006. The physician or other practitioner may, however, charge for the reasonable cost of all duplication of record material or information that cannot routinely be copied or duplicated on a standard commercial photocopy machine such as x-ray films or pictures.

A health care practitioner must provide the public with at least 30 days prior notice of the closure of the practitioner's practice. The notice must include an explanation of how copies of the practitioner's records may be accessed by patients. The notice may be given by publication in a newspaper of general circulation in the area in which the health care practitioner's practice is located.

~~The requirements of this Section shall be satisfied within 60 days of the receipt of a request by a patient or his or her physician, practitioner, or authorized attorney.~~

Failure to comply with the time limit requirement of this Section shall subject the denying party to expenses and reasonable attorneys' fees incurred in connection with any court ordered enforcement of the provisions of this Section. (Source: P.A. 84-7; 92-228, eff. 9-1-01.)

(735 ILCS 5/8-2004 rep.)

Section 6. The Code of Civil Procedure is amended by repealing Section 8-2004.

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

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendments numbered 1 and 2 were ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 1548. Having been recalled on March 27, 2003, and held on the order of Second Reading, the same was again taken up.

Representative Wait offered the following amendment and moved its adoption.

AMENDMENT NO. 2. Amend House Bill 1548, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Juvenile Court Act of 1987 is amended by changing Sections 5-615 and 5-710 as follows:

(705 ILCS 405/5-615)

Sec. 5-615. Continuance under supervision.

(1) The court may enter an order of continuance under supervision for an offense other than first degree murder, a Class X felony or a forcible felony (a) upon an admission or stipulation by the appropriate respondent or minor respondent of the facts supporting the petition and before proceeding to adjudication, or after hearing the evidence at the trial, and (b) in the absence of objection made in open court by the minor, his or her parent, guardian, or legal custodian, the minor's attorney or the State's Attorney.

(2) If the minor, his or her parent, guardian, or legal custodian, the minor's attorney or State's Attorney objects in open court to any continuance and insists upon proceeding to findings and adjudication, the court shall so proceed.

(3) Nothing in this Section limits the power of the court to order a continuance of the hearing for the

production of additional evidence or for any other proper reason.

(4) When a hearing where a minor is alleged to be a delinquent is continued pursuant to this Section, the period of continuance under supervision may not exceed 24 months. The court may terminate a continuance under supervision at any time if warranted by the conduct of the minor and the ends of justice.

(5) When a hearing where a minor is alleged to be delinquent is continued pursuant to this Section, the court may, as conditions of the continuance under supervision, require the minor to do any of the following:

- (a) not violate any criminal statute of any jurisdiction;
- (b) make a report to and appear in person before any person or agency as directed by the court;

- (c) work or pursue a course of study or vocational training;

- (d) undergo medical or psychotherapeutic treatment rendered by a therapist licensed under the provisions of the Medical Practice Act of 1987, the Clinical Psychologist Licensing Act, or the Clinical Social Work and Social Work Practice Act, or an entity licensed by the Department of Human Services as a successor to the Department of Alcoholism and Substance Abuse, for the provision of drug addiction and alcoholism treatment;

- (e) attend or reside in a facility established for the instruction or residence of persons on probation;

- (f) support his or her dependents, if any;

- (g) pay costs;

- (h) refrain from possessing a firearm or other dangerous weapon, or an automobile;

- (i) permit the probation officer to visit him or her at his or her home or elsewhere;

- (j) reside with his or her parents or in a foster home;

- (k) attend school;

- (k-5) with the consent of the superintendent of the facility, attend an educational program at a facility other than the school in which the offense was committed if he or she committed a crime of violence as defined in Section 2 of the Crime Victims Compensation Act in a school, on the real property comprising a school, or within 1,000 feet of the real property comprising a school;

- (l) attend a non-residential program for youth;

- (m) contribute to his or her own support at home or in a foster home;

- (n) perform some reasonable public or community service;

- (o) make restitution to the victim, in the same manner and under the same conditions as provided in subsection (4) of Section 5-710, except that the "sentencing hearing" referred to in that Section shall be the adjudicatory hearing for purposes of this Section;

- (p) comply with curfew requirements as designated by the court;

- (q) refrain from entering into a designated geographic area except upon terms as the court finds appropriate. The terms may include consideration of the purpose of the entry, the time of day, other persons accompanying the minor, and advance approval by a probation officer;

- (r) refrain from having any contact, directly or indirectly, with certain specified persons or particular types of persons, including but not limited to members of street gangs and drug users or dealers;

- (r-5) undergo a medical or other procedure to have a tattoo symbolizing allegiance to a street gang removed from his or her body;

- (s) refrain from having in his or her body the presence of any illicit drug prohibited by the Cannabis Control Act or the Illinois Controlled Substances Act, unless prescribed by a physician, and submit samples of his or her blood or urine or both for tests to determine the presence of any illicit drug; or

- (t) comply with any other conditions as may be ordered by the court.

(6) A minor whose case is continued under supervision under subsection (5) shall be given a certificate setting forth the conditions imposed by the court. Those conditions may be reduced, enlarged, or modified by the court on motion of the probation officer or on its own motion, or that of the State's Attorney, or, at the request of the minor after notice and hearing.

(7) If a petition is filed charging a violation of a condition of the continuance under supervision, the court shall conduct a hearing. If the court finds that a condition of supervision has not been fulfilled, the court may proceed to findings and adjudication and disposition. The filing of a petition for violation of a condition of the continuance under supervision shall toll the period of continuance under supervision until the final determination of the charge, and the term of the continuance under supervision shall not run until the hearing and disposition of the petition for violation; provided where the petition alleges conduct that

does not constitute a criminal offense, the hearing must be held within 30 days of the filing of the petition unless a delay shall continue the tolling of the period of continuance under supervision for the period of the delay.

(8) When a hearing in which a minor is alleged to be a delinquent for reasons that include a violation of Section 21-1.3 of the Criminal Code of 1961 is continued under this Section, the court shall, as a condition of the continuance under supervision, require the minor to perform community service for not less than 30 and not more than 120 hours, if community service is available in the jurisdiction. The community service shall include, but need not be limited to, the cleanup and repair of the damage that was caused by the alleged violation or similar damage to property located in the municipality or county in which the alleged violation occurred. The condition may be in addition to any other condition.

(8.5) When a hearing in which a minor is alleged to be a delinquent for reasons that include a violation of Section 3.02 or Section 3.03 of the Humane Care for Animals Act or paragraph (d) of subsection (1) of Section 21-1 of the Criminal Code of 1961 is continued under this Section, the court shall, as a condition of the continuance under supervision, require the minor to undergo medical or psychiatric treatment rendered by a psychiatrist or psychological treatment rendered by a clinical psychologist. The condition may be in addition to any other condition.

(9) When a hearing in which a minor is alleged to be a delinquent is continued under this Section, the court, before continuing the case, shall make a finding whether the offense alleged to have been committed either: (i) was related to or in furtherance of the activities of an organized gang or was motivated by the minor's membership in or allegiance to an organized gang, or (ii) is a violation of paragraph (13) of subsection (a) of Section 12-2 of the Criminal Code of 1961, a violation of any Section of Article 24 of the Criminal Code of 1961, or a violation of any statute that involved the unlawful use of a firearm. If the court determines the question in the affirmative the court shall, as a condition of the continuance under supervision and as part of or in addition to any other condition of the supervision, require the minor to perform community service for not less than 30 hours, provided that community service is available in the jurisdiction and is funded and approved by the county board of the county where the offense was committed. The community service shall include, but need not be limited to, the cleanup and repair of any damage caused by an alleged violation of Section 21-1.3 of the Criminal Code of 1961 and similar damage to property located in the municipality or county in which the alleged violation occurred. When possible and reasonable, the community service shall be performed in the minor's neighborhood. For the purposes of this Section, "organized gang" has the meaning ascribed to it in Section 10 of the Illinois Streetgang Terrorism Omnibus Prevention Act.

(10) The court shall impose upon a minor placed on supervision, as a condition of the supervision, a fee of \$25 for each month of supervision ordered by the court, unless after determining the inability of the minor placed on supervision to pay the fee, the court assesses a lesser amount. The court may not impose the fee on a minor who is made a ward of the State under this Act while the minor is in placement. The fee shall be imposed only upon a minor who is actively supervised by the probation and court services department. A court may order the parent, guardian, or legal custodian of the minor to pay some or all of the fee on the minor's behalf.

(11) If a minor is placed on supervision for a violation of subsection (b) of Section 1 of the Prevention of Tobacco Use by Minors Act, the court may, in its discretion, and upon recommendation by the State's Attorney, order that minor and his or her parents or legal guardian to attend a smoker's education or youth diversion program as defined in that Act if that program is available in the jurisdiction where the offender resides. Attendance at a smoker's education or youth diversion program shall be time-credited against any community service time imposed for any first violation of subsection (b) of Section 1 of that Act. In addition to any other penalty that the court may impose for a violation of subsection (b) of Section 1 of that Act, the court, upon request by the State's Attorney, may, in its discretion, require the offender to remit a fee for his or her attendance at a smoker's education or youth diversion program.

For purposes of this Section, "smoker's education program" or "youth diversion program" includes, but is not limited to, a seminar designed to educate a person on the physical and psychological effects of smoking tobacco products and the health consequences of smoking tobacco products that can be conducted with a locality's youth diversion program.

In addition to any other penalty that the court may impose under this subsection (11):

(a) If a minor violates subsection (b) of Section 1 of the Prevention of Tobacco Use by Minors Act, the court may impose a sentence of 15 hours of community service or a fine of \$25 for a first violation.

(b) A second violation by a minor of subsection (b) of Section 1 of that Act that occurs within 12 months after the first violation is punishable by a fine of \$50 and 25 hours of community service.

(c) A third or subsequent violation by a minor of subsection (b) of Section 1 of that Act that occurs within 12 months after the first violation is punishable by a \$100 fine and 30 hours of community service.

(d) Any second or subsequent violation not within the 12-month time period after the first violation is punishable as provided for a first violation.

(Source: P.A. 91-98; eff. 1-1-00; 91-332, eff. 7-29-99; 92-16, eff. 6-28-01; 92-282, eff. 8-7-01; 92-454, eff. 1-1-02; 92-651, eff. 7-11-02.)

(705 ILCS 405/5-710)

Sec. 5-710. Kinds of sentencing orders.

(1) The following kinds of sentencing orders may be made in respect of wards of the court:

(a) Except as provided in Sections 5-805, 5-810, 5-815, a minor who is found guilty under Section 5-620 may be:

(i) put on probation or conditional discharge and released to his or her parents, guardian or legal custodian, provided, however, that any such minor who is not committed to the Department of Corrections, Juvenile Division under this subsection and who is found to be a delinquent for an offense which is first degree murder, a Class X felony, or a forcible felony shall be placed on probation;

(ii) placed in accordance with Section 5-740, with or without also being put on probation or conditional discharge;

(iii) required to undergo a substance abuse assessment conducted by a licensed provider and participate in the indicated clinical level of care;

(iv) placed in the guardianship of the Department of Children and Family Services, but only if the delinquent minor is under 13 years of age;

(v) placed in detention for a period not to exceed 30 days, either as the exclusive order of disposition or, where appropriate, in conjunction with any other order of disposition issued under this paragraph, provided that any such detention shall be in a juvenile detention home and the minor so detained shall be 10 years of age or older. However, the 30-day limitation may be extended by further order of the court for a minor under age 13 committed to the Department of Children and Family Services if the court finds that the minor is a danger to himself or others. The minor shall be given credit on the sentencing order of detention for time spent in detention under Sections 5-501, 5-601, 5-710, or 5-720 of this Article as a result of the offense for which the sentencing order was imposed. The court may grant credit on a sentencing order of detention entered under a violation of probation or violation of conditional discharge under Section 5-720 of this Article for time spent in detention before the filing of the petition alleging the violation. A minor shall not be deprived of credit for time spent in detention before the filing of a violation of probation or conditional discharge alleging the same or related act or acts;

(vi) ordered partially or completely emancipated in accordance with the provisions of the Emancipation of Mature Minors Act;

(vii) subject to having his or her driver's license or driving privileges suspended for such time as determined by the court but only until he or she attains 18 years of age;

(viii) put on probation or conditional discharge and placed in detention under Section 3-6039 of the Counties Code for a period not to exceed the period of incarceration permitted by law for adults found guilty of the same offense or offenses for which the minor was adjudicated delinquent, and in any event no longer than upon attainment of age 21; this subdivision (viii) notwithstanding any contrary provision of the law; or

(ix) ordered to undergo a medical or other procedure to have a tattoo symbolizing allegiance to a street gang removed from his or her body.

(b) A minor found to be guilty may be committed to the Department of Corrections, Juvenile Division, under Section 5-750 if the minor is 13 years of age or older, provided that the commitment to the Department of Corrections, Juvenile Division, shall be made only if a term of incarceration is permitted by law for adults found guilty of the offense for which the minor was adjudicated delinquent. The time during which a minor is in custody before being released upon the request of a parent, guardian or legal custodian shall be considered as time spent in detention.

(c) When a minor is found to be guilty for an offense which is a violation of the Illinois Controlled Substances Act or the Cannabis Control Act and made a ward of the court, the court may enter a disposition order requiring the minor to undergo assessment, counseling or treatment in a substance abuse program approved by the Department of Human Services.

(2) Any sentencing order other than commitment to the Department of Corrections, Juvenile Division,

may provide for protective supervision under Section 5-725 and may include an order of protection under Section 5-730.

(3) Unless the sentencing order expressly so provides, it does not operate to close proceedings on the pending petition, but is subject to modification until final closing and discharge of the proceedings under Section 5-750.

(4) In addition to any other sentence, the court may order any minor found to be delinquent to make restitution, in monetary or non-monetary form, under the terms and conditions of Section 5-5-6 of the Unified Code of Corrections, except that the "presentencing hearing" referred to in that Section shall be the sentencing hearing for purposes of this Section. The parent, guardian or legal custodian of the minor may be ordered by the court to pay some or all of the restitution on the minor's behalf, pursuant to the Parental Responsibility Law. The State's Attorney is authorized to act on behalf of any victim in seeking restitution in proceedings under this Section, up to the maximum amount allowed in Section 5 of the Parental Responsibility Law.

(5) Any sentencing order where the minor is committed or placed in accordance with Section 5-740 shall provide for the parents or guardian of the estate of the minor to pay to the legal custodian or guardian of the person of the minor such sums as are determined by the custodian or guardian of the person of the minor as necessary for the minor's needs. The payments may not exceed the maximum amounts provided for by Section 9.1 of the Children and Family Services Act.

(6) Whenever the sentencing order requires the minor to attend school or participate in a program of training, the truant officer or designated school official shall regularly report to the court if the minor is a chronic or habitual truant under Section 26-2a of the School Code.

(7) In no event shall a guilty minor be committed to the Department of Corrections, Juvenile Division for a period of time in excess of that period for which an adult could be committed for the same act.

(8) A minor found to be guilty for reasons that include a violation of Section 21-1.3 of the Criminal Code of 1961 shall be ordered to perform community service for not less than 30 and not more than 120 hours, if community service is available in the jurisdiction. The community service shall include, but need not be limited to, the cleanup and repair of the damage that was caused by the violation or similar damage to property located in the municipality or county in which the violation occurred. The order may be in addition to any other order authorized by this Section.

(8.5) A minor found to be guilty for reasons that include a violation of Section 3.02 or Section 3.03 of the Humane Care for Animals Act or paragraph (d) of subsection (1) of Section 21-1 of the Criminal Code of 1961 shall be ordered to undergo medical or psychiatric treatment rendered by a psychiatrist or psychological treatment rendered by a clinical psychologist. The order may be in addition to any other order authorized by this Section.

(9) In addition to any other sentencing order, the court shall order any minor found to be guilty for an act which would constitute, predatory criminal sexual assault of a child, aggravated criminal sexual assault, criminal sexual assault, aggravated criminal sexual abuse, or criminal sexual abuse if committed by an adult to undergo medical testing to determine whether the defendant has any sexually transmissible disease including a test for infection with human immunodeficiency virus (HIV) or any other identified causative agency of acquired immunodeficiency syndrome (AIDS). Any medical test shall be performed only by appropriately licensed medical practitioners and may include an analysis of any bodily fluids as well as an examination of the minor's person. Except as otherwise provided by law, the results of the test shall be kept strictly confidential by all medical personnel involved in the testing and must be personally delivered in a sealed envelope to the judge of the court in which the sentencing order was entered for the judge's inspection in camera. Acting in accordance with the best interests of the victim and the public, the judge shall have the discretion to determine to whom the results of the testing may be revealed. The court shall notify the minor of the results of the test for infection with the human immunodeficiency virus (HIV). The court shall also notify the victim if requested by the victim, and if the victim is under the age of 15 and if requested by the victim's parents or legal guardian, the court shall notify the victim's parents or the legal guardian, of the results of the test for infection with the human immunodeficiency virus (HIV). The court shall provide information on the availability of HIV testing and counseling at the Department of Public Health facilities to all parties to whom the results of the testing are revealed. The court shall order that the cost of any test shall be paid by the county and may be taxed as costs against the minor.

(10) When a court finds a minor to be guilty the court shall, before entering a sentencing order under this Section, make a finding whether the offense committed either: (a) was related to or in furtherance of the criminal activities of an organized gang or was motivated by the minor's membership in or allegiance to an organized gang, or (b) involved a violation of subsection (a) of Section 12-7.1 of the Criminal Code of

1961, a violation of any Section of Article 24 of the Criminal Code of 1961, or a violation of any statute that involved the wrongful use of a firearm. If the court determines the question in the affirmative, and the court does not commit the minor to the Department of Corrections, Juvenile Division, the court shall order the minor to perform community service for not less than 30 hours nor more than 120 hours, provided that community service is available in the jurisdiction and is funded and approved by the county board of the county where the offense was committed. The community service shall include, but need not be limited to, the cleanup and repair of any damage caused by a violation of Section 21-1.3 of the Criminal Code of 1961 and similar damage to property located in the municipality or county in which the violation occurred. When possible and reasonable, the community service shall be performed in the minor's neighborhood. This order shall be in addition to any other order authorized by this Section except for an order to place the minor in the custody of the Department of Corrections, Juvenile Division. For the purposes of this Section, "organized gang" has the meaning ascribed to it in Section 10 of the Illinois Streetgang Terrorism Omnibus Prevention Act.

(11) If a minor is found to be guilty of a violation of subsection (b) of Section 1 of the Prevention of Tobacco Use by Minors Act, the court may, in its discretion, and upon recommendation by the State's Attorney, order that minor and his or her parents or legal guardian to attend a smoker's education or youth diversion program as defined in that Act if that program is available in the jurisdiction where the offender resides. Attendance at a smoker's education or youth diversion program shall be time-credited against any community service time imposed for any first violation of subsection (b) of Section 1 of that Act. In addition to any other penalty that the court may impose for a violation of subsection (b) of Section 1 of that Act, the court, upon request by the State's Attorney, may, in its discretion, require the offender to remit a fee for his or her attendance at a smoker's education or youth diversion program.

For purposes of this Section, "smoker's education program" or "youth diversion program" includes, but is not limited to, a seminar designed to educate a person on the physical and psychological effects of smoking tobacco products and the health consequences of smoking tobacco products that can be conducted with a locality's youth diversion program.

In addition to any other penalty that the court may impose under this subsection (11):

(a) If a minor violates subsection (b) of Section 1 of the Prevention of Tobacco Use by Minors Act, the court may impose a sentence of 15 hours of community service or a fine of \$25 for a first violation.

(b) A second violation by a minor of subsection (b) of Section 1 of that Act that occurs within 12 months after the first violation is punishable by a fine of \$50 and 25 hours of community service.

(c) A third or subsequent violation by a minor of subsection (b) of Section 1 of that Act that occurs within 12 months after the first violation is punishable by a \$100 fine and 30 hours of community service.

(d) Any second or subsequent violation not within the 12-month time period after the first violation is punishable as provided for a first violation.

(Source: P.A. 91-98, eff. 1-1-00; 92-454, eff. 1-1-02.)

"; and

Section 10. The Sale of Tobacco to Minors Act is amended by changing the title of the Act and Sections 0.01, 1, and 2 as follows:

(720 ILCS 675/Act title)

"An Act to prohibit minors from buying, ~~or~~ selling, or possessing tobacco in any of its forms, to prohibit selling, giving or furnishing tobacco, in any of its forms, to minors, and providing penalties therefor.

(720 ILCS 675/0.01) (from Ch. 23, par. 2356.9)

Sec. 0.01. Short title. This Act may be cited as the Prevention of Tobacco Use by Sale of Tobacco to Minors Act.

(Source: P.A. 86-1324.)

(720 ILCS 675/1) (from Ch. 23, par. 2357)

Sec. 1. Sale to and possession by minors of tobacco prohibited.

(a) No minor under 18 years of age shall buy any cigar, cigarette, smokeless tobacco or tobacco in any of its forms. No person shall sell, buy for, distribute samples of or furnish any cigar, cigarette, smokeless tobacco or tobacco in any of its forms, to any minor under 18 years of age.

(b) No minor under 18 years of age shall possess any cigar, cigarette, smokeless tobacco, or tobacco in any of its forms.

(c) For the purpose of this Section, "smokeless tobacco" means any tobacco products that are suitable for dipping or chewing.

(d) Tobacco products listed in this Section ~~above~~ may be sold through a vending machine only in the following locations:

(1) Factories, businesses, offices, private clubs, and other places not open to the general public.

(2) Places to which minors under 18 years of age are not permitted access.

(3) Places where alcoholic beverages are sold and consumed on the premises.

(4) Places where the vending machine is under the direct supervision of the owner of the establishment or an employee over 18 years of age. The sale of tobacco products from a vending machine under direct supervision of the owner or an employee of the establishment is considered a sale of tobacco products by that person. As used in this subdivision, "direct supervision" means that the owner or employee has an unimpeded line of sight to the vending machine.

(5) Places where the vending machine can only be operated by the owner or an employee over age 18 either directly or through a remote control device if the device is inaccessible to all customers.

(Source: P.A. 89-181, eff. 7-19-95.)

(720 ILCS 675/2) (from Ch. 23, par. 2358)

Sec. 2. (a) Any person who violates subsection (a) of Section 1 ~~any provision~~ of this Act is guilty of a petty offense and for the first offense shall be fined \$200, \$400 for the second offense in a 12-month period, and \$600 for the third or any subsequent offense in a 12-month period.

(b) If a minor violates subsection (b) of Section 1, the court may impose a sentence of 15 hours of community service or a fine of \$25 for a first violation.

(c) A second violation by a minor of subsection (b) of Section 1 that occurs within 12 months after the first violation is punishable by a fine of \$50 and 25 hours of community service.

(d) A third or subsequent violation by a minor of subsection (b) of Section 1 that occurs within 12 months after the first violation is punishable by a \$100 fine and 30 hours of community service.

(e) Any second or subsequent violation not within the 12-month time period after the first violation is punishable as provided for a first violation.

(f) If a minor is convicted of or placed on supervision for a violation of subsection (b) of Section 1, the court may, in its discretion, and upon recommendation by the State's Attorney, order that minor and his or her parents or legal guardian to attend a smoker's education or youth diversion program if that program is available in the jurisdiction where the offender resides. Attendance at a smoker's education or youth diversion program shall be time-credited against any community service time imposed for any first violation of subsection (b) of Section 1. In addition to any other penalty that the court may impose for a violation of subsection (b) of Section 1, the court, upon request by the State's Attorney, may, in its discretion, require the offender to remit a fee for his or her attendance at a smoker's education or youth diversion program.

(g) For purposes of this Section, "smoker's education program" or "youth diversion program" includes, but is not limited to, a seminar designed to educate a person on the physical and psychological effects of smoking tobacco products and the health consequences of smoking tobacco products that can be conducted with a locality's youth diversion program.

(h) All moneys collected as fines for violations of subsection (a) of Section 1 shall be distributed in the following manner:

(1) one-half of each fine shall be distributed to the unit of local government or other entity that successfully prosecuted the offender; and

(2) one-half shall be remitted to the State to be used for enforcing this Act. ~~One half of each fine collected under this Section shall be distributed to the unit of local government or other entity that successfully prosecuted the offender and one half shall be remitted to the State to be used for enforcing this Act.~~

(Source: P.A. 88-418.)".

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed; and the bill, as amended, was again advanced to the order of Third Reading.

Having been printed, the following bill was taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILL 218.

HOUSE BILL 1547. Having been recalled on March 26, 2003, and held on the order of Second Reading, the same was again taken up.

Representative Wait offered the following amendment and moved its adoption.

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 1547, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Criminal Code of 1961 is amended by changing Section 31-1 as follows:

(720 ILCS 5/31-1) (from Ch. 38, par. 31-1)

Sec. 31-1. Resisting or obstructing a peace officer, ~~or~~ correctional institution employee, probation officer, or parole officer.

(a) A person who knowingly resists or obstructs the performance by one known to the person to be a peace officer, ~~or~~ correctional institution employee, probation officer, or parole officer of any authorized act within his official capacity commits a Class A misdemeanor.

(a-5) In addition to any other sentence that may be imposed, a court shall order any person convicted of resisting or obstructing a peace officer, correctional institution employee, probation officer, or parole officer to be sentenced to a minimum of 48 consecutive hours of imprisonment or ordered to perform community service for not less than 100 hours as may be determined by the court. The person shall not be eligible for probation in order to reduce the sentence of imprisonment or community service.

(a-7) A person convicted for a violation of this Section whose violation was the proximate cause of an injury to a peace officer, correctional institution employee, probation officer, or parole officer is guilty of a Class 3 4 felony.

(a-8) A person who, having been given a signal by a peace officer, correctional institution employee, probation officer, or parole officer that he or she is under arrest, willfully flees or attempts to elude the officer or employee is guilty of a Class 4 felony.

(b) For purposes of this Section:-

"Correctional institution employee" means any person employed to supervise and control inmates incarcerated in a penitentiary, State farm, reformatory, prison, jail, house of correction, police detention area, half-way house, or other institution or place for the incarceration or custody of persons under sentence for offenses or awaiting trial or sentence for offenses, under arrest for an offense, a violation of probation, a violation of parole, or a violation of mandatory supervised release, or awaiting a bail setting hearing or preliminary hearing, or who are sexually dangerous persons or who are sexually violent persons.

"Probation officer" has the meaning ascribed to it in Section 9b of the Probation and Probation Officers Act. (Source: P.A. 92-841, eff. 8-22-02.)"

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed; and the bill, as amended, was again advanced to the order of Third Reading.

HOUSE BILL 962. Having been printed, was taken up and read by title a second time.

Representative Granberg offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 962 by replacing the title with the following:

"AN ACT concerning audits."; and

by replacing everything after the enacting clause with the following:

"Section 5. The Illinois State Auditing Act is amended by changing Section 3-1 as follows:

(30 ILCS 5/3-1) (from Ch. 15, par. 303-1)

Sec. 3-1. Jurisdiction of Auditor General. The Auditor General has jurisdiction over all State agencies to make post audits and investigations authorized by or under this Act or the Constitution.

The Auditor General has jurisdiction over local government agencies and private agencies only:

(a) to make such post audits authorized by or under this Act as are necessary and incidental to a post audit of a State agency or of a program administered by a State agency involving public funds of the State, but this jurisdiction does not include any authority to review local governmental agencies in the

obligation, receipt, expenditure or use of public funds of the State that are granted without limitation or condition imposed by law, other than the general limitation that such funds be used for public purposes;

(b) to make investigations authorized by or under this Act or the Constitution; and

(c) to make audits of the records of local government agencies to verify actual costs of state-mandated programs when directed to do so by the Legislative Audit Commission at the request of the State Board of Appeals under the State Mandates Act.

In addition to the foregoing, the Auditor General may conduct an audit of the Metropolitan Pier and Exposition Authority, the Regional Transportation Authority, the Suburban Bus Division, the Commuter Rail Division and the Chicago Transit Authority and any other subsidized carrier when authorized by the Legislative Audit Commission. Such audit may be a financial, management or program audit, or any combination thereof.

The audit shall determine whether they are operating in accordance with all applicable laws and regulations. Subject to the limitations of this Act, the Legislative Audit Commission may by resolution specify additional determinations to be included in the scope of the audit.

In addition to the foregoing, the Auditor General must also conduct a financial audit of the Illinois Sports Facilities Authority's expenditures of public funds in connection with the reconstruction, renovation, remodeling, extension, or improvement of all or substantially all of any existing "facility", as that term is defined in the Illinois Sports Facilities Authority Act.

The Auditor General may also conduct an audit, when authorized by the Legislative Audit Commission, of any hospital which receives 10% or more of its gross revenues from payments from the State of Illinois, Department of Public Aid, Medical Assistance Program.

The Auditor General is authorized to conduct financial and compliance audits of the Illinois Distance Learning Foundation and the Illinois Conservation Foundation.

As soon as practical after the effective date of this amendatory Act of 1995, the Auditor General shall conduct a compliance and management audit of the City of Chicago and any other entity with regard to the operation of Chicago O'Hare International Airport, Chicago Midway Airport and Merrill C. Meigs Field. The audit shall include, but not be limited to, an examination of revenues, expenses, and transfers of funds; purchasing and contracting policies and practices; staffing levels; and hiring practices and procedures. When completed, the audit required by this paragraph shall be distributed in accordance with Section 3-14.

The Auditor General shall conduct a financial and compliance and program audit of distributions from the Municipal Economic Development Fund during the immediately preceding calendar year pursuant to Section 8-403.1 of the Public Utilities Act at no cost to the city, village, or incorporated town that received the distributions.

The Auditor General must conduct an audit of the Health Facilities Planning Board pursuant to Section 19.5 of the Illinois Health Facilities Planning Act.

The Auditor General must conduct audits of the Rend Lake Conservancy District as provided in Section 25.5 of the River Conservancy Districts Act. (Source: P.A. 90-813, eff. 1-29-99; 91-782, eff. 6-9-00; 91-935, eff. 6-1-01.)

Section 10. The River Conservancy Districts Act is amended by adding Section 25.5 as follows:

(70 ILCS 2105/25.5 new)

Sec. 25.5. Rend Lake; audits. The Auditor General of the State of Illinois must conduct a financial audit, management audit, and program audit of the Rend Lake Conservancy District and file a certified copy of the report of the audits with the Governor and with the Legislative Audit Commission.

The Rend Lake Conservancy District must reimburse the Auditor General for the cost of the audits.

Notwithstanding Sections 6 and 8 of the State Mandates Act, no reimbursement by the State is required for the implementation of any mandate created by this Section.

Section 90. The State Mandates Act is amended by adding Section 8.27 as follows:

(30 ILCS 805/8.27 new)

Sec. 8.27. Exempt mandate. Notwithstanding Sections 6 and 8 of this Act, no reimbursement by the State is required for the implementation of any mandate created by Section 25.5 of the River Conservancy Districts Act.

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

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 524. Having been printed, was taken up and read by title a second time. Representative Turner offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 524 as follows: on page 3, line 27, by inserting after the period the following:

"In making a determination whether to confine a person 17 years of age or older who has a petition of delinquency filed against the person, these factors, among other matters, shall be considered:

- (A) The age of the person;
- (B) Any previous delinquent or criminal history of the person;
- (C) Any previous abuse or neglect history of the person; and
- (D) Any mental health or educational history of the person, or both."

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 89. Having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on State Government Administration, adopted and printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 89 by replacing everything after the enacting clause with the following:

"Section 5. The State Finance Act is amended by adding Section 5.595 as follows:

(30 ILCS 105/5.595 new)

Sec. 5.595. The Debt Collection Fund. Section 10. The Illinois State Collection Act of 1986 is amended by changing Sections 2, 4, 5, 6, 7, and 8 and adding Section 10 as follows:

(30 ILCS 210/2) (from Ch. 15, par. 152)

Sec. 2. This Act applies to all accounts or claims owed to "State agencies", as that term is defined in the Illinois State Auditing Act, except that the debt collection and write-off provisions of this Act shall not apply to the Illinois State Scholarship Commission in the administration of its student loan programs. To the extent that some other statute prescribes procedures for collection of particular types of accounts or claims owed to State agencies in conflict with the provisions of this Act, such other statute shall continue in full force and effect. The debt collection and write-off provisions of this Act may be utilized by the General Assembly, the Supreme Court and the several courts of this State, and the constitutionally elected State Officers, at their discretion, except that Section 10 applies to all State agencies unless otherwise specified in that Section. However reporting requirements established by the comptroller shall be followed by all State agencies. The provisions of this Act shall be utilized at all times by all departments, agencies, divisions, and offices under the jurisdiction of the Governor. (Source: P.A. 85-814.)

(30 ILCS 210/4) (from Ch. 15, par. 154)

Sec. 4. (a) The Comptroller shall provide by rule appropriate procedures for State agencies to follow in establishing and recording within the State accounting system records of amounts owed to the State of Illinois. The rules of the Comptroller shall include, but are not limited to:

- (1) the manner by which State agencies shall recognize debts;
- (2) systems to age accounts receivable of State agencies;
- (3) standards by which State agencies' claims may be entered and removed from the Comptroller's Offset System authorized by Section 10.05 of the State Comptroller Act;
- (4) accounting procedures for estimating the amount of uncollectible receivables of State agencies; and
- (5) accounting procedures for writing off bad debts and uncollectible claims, subject to the requirement of Section 10 that debts more than 90 days overdue be turned over to the Debt Collection Unit of the Department of Revenue.

(b) State agencies shall report to the Comptroller information concerning their accounts receivable and

uncollectible claims in accordance with the rules of the Comptroller, which may provide for summary reporting.

(c) The rules of the Comptroller authorized by this Section may specify varying procedures and forms of reporting dependent upon the nature and amount of the account receivable or uncollectible claim, the age of the debt, the probability of collection and such other factors that will increase the net benefit to the State of the collection effort.

(d) The Comptroller shall report annually by March 14, to the Governor and the General Assembly, the amount of all delinquent debt owed to each State agency as of December 31 of the previous calendar year. (Source: P.A. 86-515.)

(30 ILCS 210/5) (from Ch. 15, par. 155)

Sec. 5. Rules; payment plans; offsets. (a) State agencies shall adopt rules establishing formal due dates for amounts owing to the State and, until July 1, 2004, for the referral of seriously past due accounts to private collection agencies, unless otherwise expressly provided by law or rule. Such procedures shall be established in accord with sound business practices.

(b) Until July 1, 2004, agencies may enter deferred payment plans for debtors of the agency and documentation of this fact retained by the agency, where the deferred payment plan is likely to increase the net amount collected by the State.

(c) State agencies may use the Comptroller's Offset System provided in Section 10.05 of the State Comptroller Act for the collection of debts owed to the agency. Until July 1, 2004, all debts that exceed \$1,000 and are more than 90 days past due shall be placed in the Comptroller's Offset System, unless the State agency shall have entered into a deferred payment plan or demonstrates to the Comptroller's satisfaction that referral for offset is not cost effective.

(d) State agencies shall develop internal procedures whereby agency initiated payments to its debtors may be offset without referral to the Comptroller's Offset System.

(e) State agencies or the Comptroller may remove claims from the Comptroller's Offset System, where such claims have been inactive for more than one year.

(f) State agencies may use the Comptroller's Offset System to determine if any State agency is attempting to collect debt from a contractor, bidder, or other proposed contracting party.

(g) Beginning July 1, 2004, State agencies other than universities shall determine that a debt is uncollectible in accordance with rules adopted by the Department of Revenue under Section 10 and shall turn over to the Debt Collection Unit of the Department of Revenue any debt that is more than 90 days overdue to the State. Beginning July 1, 2004, universities may determine that a debt is uncollectible in accordance with rules adopted by the Department of Revenue under Section 10 and may turn over to the Debt Collection Unit of the Department of Revenue any debt that is more than 90 days overdue to the State. The Department of Revenue is exempt from this subsection with regard to debts the confidentiality of which the Department of Revenue is required by law to maintain. The Department of Public Aid is exempt from the requirements of this subsection with regard to child support debts, the collection of which is governed by the requirements of Title IV, Part D of the federal Social Security Act. The Department of Public Aid may refer child support debts more than 90 days overdue to the State to the Unit. In the event a child support debt is referred to the Unit, the Unit must use any appropriate means for collection of the debt that are normally available to the Unit under State law. The debt, however, remains an obligation owed under the Department of Public Aid's Child Support Enforcement Program subject to the requirements of Title IV, Part D of the federal Social Security Act, including the continued use of federally mandated enforcement remedies and techniques by the Department of Public Aid. (Source: P.A. 92-404, eff. 7-1-02.)

(30 ILCS 210/6) (from Ch. 15, par. 156)

Sec. 6. The Comptroller with the approval of the Governor may provide by rule and regulation for the creation of a special fund or funds for the deposit of designated receipts by designated agencies to be known as the Accounts Receivable Fund or Funds. Deposits shall be segregated by the creditor agency. No deposit shall be made unless the collection is of an account receivable more than 120 days past due.

Seventy-five percent of the amounts deposited each quarter into such a special fund shall be transferred to the General Revenue Fund or such other fund that would have originally received the receipts. The remaining amounts may be used by the creditor agency for collecting overdue accounts pursuant to appropriation by the General Assembly.

An agency, with the approval of the Comptroller, may deposit all receipts into the General Revenue Fund or other such fund that would have originally received the receipts. Twenty-five percent of such deposits made each quarter for accounts receivable more than 120 days past due shall be transferred to the Accounts Receivable Fund or Funds. The transferred amounts may be used by the creditor agency for

collecting overdue accounts pursuant to appropriation by the General Assembly.

In determining the types of receipts to be deposited pursuant to this Section the Comptroller and the Governor shall consider the following factors:

- (1) The percentage of such receipts estimated to be uncollectible by the creditor agency;
- (2) The percentage of such receipts certified as uncollectible by the Attorney General;
- (3) The potential increase in future receipts, as estimated by the creditor agency, if 25% of amounts collected are retained for collection efforts;
- (4) The impact of the retention of 25% of receipts on the relevant fund balances; and
- (5) Such other factors as the Comptroller and the Governor deem relevant.

This Section shall not apply to the Department of Revenue nor the Department of Employment Security.

This Section is repealed July 1, 2004. On that date any moneys in the Accounts Receivable Funds created under this Section shall be transferred into the General Revenue Fund. (Source: P.A. 86-194.)

(30 ILCS 210/7) (from Ch. 15, par. 157)

~~Sec. 7. Upon agreement of the Attorney General, the Debt Collection Unit agencies may contract for legal assistance in collecting past due accounts. In addition, agencies may contract for collection assistance where such assistance is determined by the agency to be in the best economic interest of the State. Agencies may utilize monies in the Accounts Receivable Fund to pay for such legal and collection assistance; provided, however, that no more than 20% of collections on an account may be paid from the Accounts Receivable Fund as compensation for legal and collection assistance on that account. If the amount available for expenditure from the Accounts Receivable Fund is insufficient to pay the cost of such services, the difference, up to 40% of the total collections per account, may be paid from other monies which may be available to the Agency.~~

Any contract entered into under this Section before the effective date of this amendatory Act of the 93rd General Assembly shall remain valid but may not be renewed. (Source: P.A. 85-814.)

(30 ILCS 210/8) (from Ch. 15, par. 158)

Sec. 8. Debt Collection Board. There is created a Debt Collection Board consisting of the Director of Central Management Services as chairman, the State Comptroller, and the Attorney General, or their respective designees. The Board shall establish a centralized collections service to undertake further collection efforts on delinquent accounts or claims of the State which have not been collected through the reasonable efforts of the respective State agencies. The Board shall promulgate rules and regulations pursuant to the Illinois Administrative Procedure Act with regard to the establishment of timetables and the assumption of responsibility for agency accounts receivable that have not been collected by the agency, are not subject to a current repayment plan, or have not been certified as uncollectible as of the date specified by the Board. The Board shall make a final evaluation of those accounts and either (i) direct or conduct further collection activities when further collection efforts are in the best economic interest of the State or (ii) in accordance with Section 2 of the Uncollected State Claims Act, certify the receivable as uncollectible or submit the account to the Attorney General for that certification.

The Board is empowered to adopt rules and regulations subject to the provisions of the Illinois Administrative Procedure Act.

The Board is empowered to enter into one or more contracts with outside vendors with demonstrated capabilities in the area of account collection. The contracts shall be let on the basis of competitive proposals secured from responsible proposers. The Board may require that vendors be prequalified. All contracts shall provide for a contingent fee based on the age, nature, amount and type of delinquent account. The Board may adopt a reasonable classification schedule for the various receivables. The contractor shall remit the amount collected, net of the contingent fee, to the respective State agency which shall deposit the net amount received into the fund that would have received the receipt had it been collected by the State agency. No portion of the collections shall be deposited into an Accounts Receivable Fund established under Section 6 of this Act. The Board shall act only upon the unanimous vote of its members.

This Section is repealed 30 days after the effective date of this amendatory Act of the 93rd General Assembly. On that date, all records and files of the Board shall be turned over to the Debt Collection Unit. Also on that date, a status report shall be made by the Board to the Debt Collection Unit. (Source: P.A. 89-511, eff. 1-1-97.)

(30 ILCS 210/10 new)

Sec. 10. Debt Collection Unit of the Department of Revenue.

(a) The Department of Revenue shall establish and maintain a division to be known as the Debt Collection Unit ("Unit"). The purpose of the Unit shall be the collection of debts more than 90 days

overdue to the State. All debts more than 90 days overdue shall be referred to the Unit. The Unit shall use the Comptroller's offset system, then shall undertake debt collection activity in-house, then shall use the Comptroller's offset system again. If, at that time, the debt still has not been collected, the Unit may, along with continuing the offset process, contract with a person, group, or agency specializing in debt collection. The contract with the debt collector shall specify that the collector's fee shall be on a contingency basis; however, the contract shall also provide that the debt collectors shall not collect the contingency fee if the offset system collects the debt. The Department of Revenue shall adopt rules for the administration and procedures of the Unit. The rules shall be adopted under the Department's emergency rulemaking authority within 30 days after the effective date of this amendatory Act of the 93rd General Assembly due to the budget crisis threatening the public interest.

(b) The Department of Revenue shall adopt rules for the certification of debt collection specialists to be employed by the Unit.

(c) The Department of Revenue shall adopt rules for determining when a debt owed to a State agency is uncollectible. The rules shall be used by State agencies other than universities beginning July 1, 2004 and may be used by universities beginning July 1, 2004. The Department of Revenue is exempt from those rules with regard to debts the confidentiality of which the Department of Revenue is required by law to maintain. The Department of Revenue may contract with private collection entities to pursue the collection of a debt determined to be uncollectable.

(d) Beginning July 1, 2004, a State agency other than a university shall turn over, and a university may turn over, to the Unit for collection any debt that is more than 90 days overdue to the State. The Department of Revenue is exempt from turning over to the Unit any debt the confidentiality of which the Department of Revenue is required by law to maintain. When turning over a debt, the State agency shall also turn over all documents and records relating to the debt. In collecting a debt, the Unit may exercise the same rights and powers with regard to debt collection possessed by the State agency that turned over the debt to the Unit. The Department of Public Aid is exempt from the requirements of this subsection with regard to child support debts, the collection of which is governed by the requirements of Title IV, Part D of the federal Social Security Act. The Department of Public Aid may refer child support debts more than 90 days overdue to the State to the Unit. In the event a child support debt is referred to the Unit, the Unit must use any appropriate means for collection of the debt that are normally available to the Unit under State law. The debt, however, remains an obligation owed under the Department of Public Aid's Child Support Enforcement Program subject to the requirements of Title IV, Part D of the federal Social Security Act, including the continued use of federally mandated enforcement remedies and techniques by the Department of Public Aid.

(e) The Debt Collection Fund is created as a special fund in the State treasury. If private debt collectors are contractors under this Act they shall receive a contingency fee as provided in the contracts they executed; then 5% of the amount collected on each debt by the Unit or 5% of the balance after fees are deducted for private debt collectors shall be deposited into the Debt Collection Fund. All remaining amounts collected shall be deposited into the appropriate State fund or funds, if any, to which the debt was owed. To the extent there is no identifiable fund or funds, that amount shall be deposited into the General Revenue Fund. Moneys in the Debt Collection Fund shall be appropriated only for the administrative costs of the Unit. On the last day of each fiscal year, unappropriated moneys and moneys otherwise deemed unneeded for the next fiscal year remaining in the Debt Collection Fund may be transferred into the General Revenue Fund at the Governor's reasonable discretion. The provisions of this subsection do not apply to any child support debt referred to the Unit by the Department of Public Aid under this Section or Section 5. Collections resulting from the referrals must be distributed and disbursed at the direction of the Department of Public Aid in accordance with the requirements of Title IV, Part D of the federal Social Security Act, applicable provisions of State law, and the rules of the Department of Public Aid.

(f) The Attorney General and State Comptroller shall assist in the debt collection efforts of the Unit as requested by the Unit.

(g) The Director of Revenue shall report semi-annually to the General Assembly and State Comptroller upon the debt collection efforts of the Unit. Each report shall include an analysis of the overdue debts owed to the State.

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

Representative Lang offered the following amendment and moved its adoption:

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 89, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The State Finance Act is amended by adding Section 5.595 as follows:

(30 ILCS 105/5.595 new)

Sec. 5.595. The Debt Collection Fund. Section 10. The Illinois State Collection Act of 1986 is amended by changing Sections 4, 5, 6, 7, and 8 and adding Section 10 as follows:

(30 ILCS 210/4) (from Ch. 15, par. 154)

Sec. 4. (a) The Comptroller shall provide by rule appropriate procedures for State agencies to follow in establishing and recording within the State accounting system records of amounts owed to the State of Illinois. The rules of the Comptroller shall include, but are not limited to:

- (1) the manner by which State agencies shall recognize debts;
- (2) systems to age accounts receivable of State agencies;
- (3) standards by which State agencies' claims may be entered and removed from the Comptroller's Offset System authorized by Section 10.05 of the State Comptroller Act;
- (4) accounting procedures for estimating the amount of uncollectible receivables of State agencies; and
- (5) accounting procedures for writing off bad debts and uncollectible claims prior to referring them to the Department of Revenue Collections Bureau for collection.

(b) State agencies shall report to the Comptroller information concerning their accounts receivable and uncollectible claims in accordance with the rules of the Comptroller, which may provide for summary reporting. The Department of Revenue is exempt from the provisions of this subsection with regard to debts the confidentiality of which the Department of Revenue is required by law to maintain.

(c) The rules of the Comptroller authorized by this Section may specify varying procedures and forms of reporting dependent upon the nature and amount of the account receivable or uncollectible claim, the age of the debt, the probability of collection and such other factors that will increase the net benefit to the State of the collection effort.

(d) The Comptroller shall report annually by March 14, to the Governor and the General Assembly, the amount of all delinquent debt owed to each State agency as of December 31 of the previous calendar year. (Source: P.A. 86-515.)

(30 ILCS 210/5) (from Ch. 15, par. 155)

Sec. 5. Rules; payment plans; offsets. (a) Until July 1, 2004 for the Department of Public Aid and July 1, 2005 for Universities and all other State agencies, State agencies shall adopt rules establishing formal due dates for amounts owing to the State and for the referral of seriously past due accounts to private collection agencies, unless otherwise expressly provided by law or rule, except that on and after July 1, 2005, the Department of Employment Security may continue to refer to private collection agencies past due amounts that are exempt from subsection (g). Such procedures shall be established in accord with sound business practices.

(b) Until July 1, 2004 for the Department of Public Aid and July 1, 2005 for Universities and all other State agencies, agencies may enter deferred payment plans for debtors of the agency and documentation of this fact retained by the agency, where the deferred payment plan is likely to increase the net amount collected by the State, except that, on and after July 1, 2005, the Department of Employment Security may continue to enter deferred payment plans for debts that are exempt from subsection (g).

(c) Until July 1, 2004 for the Department of Public Aid and July 1, 2005 for Universities and all other State agencies, State agencies may use the Comptroller's Offset System provided in Section 10.05 of the State Comptroller Act for the collection of debts owed to the agency, except that, on and after July 1, 2005, the Department of Employment Security may continue to use the Comptroller's offset system to collect amounts that are exempt from subsection (g). All debts that exceed \$1,000 and are more than 90 days past due shall be placed in the Comptroller's Offset System, unless the State agency shall have entered into a deferred payment plan or demonstrates to the Comptroller's satisfaction that referral for offset is not cost effective.

(d) State agencies shall develop internal procedures whereby agency initiated payments to its debtors may be offset without referral to the Comptroller's Offset System.

(e) State agencies or the Comptroller may remove claims from the Comptroller's Offset System, where such claims have been inactive for more than one year.

(f) State agencies may use the Comptroller's Offset System to determine if any State agency is attempting to collect debt from a contractor, bidder, or other proposed contracting party.

(g) Beginning July 1, 2004 for the Departments of Public Aid and Employment Security and July 1, 2005 for Universities and other State agencies, State agencies shall refer to the Department of Revenue

Debt Collection Bureau (the Bureau) all debt to the State, provided that the debt satisfies the requirements for referral of delinquent debt as established by rule by the Department of Revenue.

(h) The Department of Public Aid shall be exempt from the requirements of this Section with regard to child support debts, the collection of which is governed by the requirements of Title IV, Part D of the federal Social Security Act. The Department of Public Aid may refer child support debts to the Bureau, provided that the debt satisfies the requirements for referral of delinquent debt as established by rule by the Department of Revenue. The Bureau shall use all legal means available to collect child support debt, including those authorizing the Department of Revenue to collect debt and those authorizing the Department of Public Aid to collect debt. All such referred debt shall remain an obligation under the Department of Public Aid's Child Support Enforcement Program subject to the requirements of Title IV, Part D of the federal Social Security Act, including the continued use of federally mandated enforcement remedies and techniques by the Department of Public Aid.

(h-1) The Department of Employment Security is exempt from subsection (g) with regard to debts to any federal account, including but not limited to the Unemployment Trust Fund, and penalties and interest assessed under the Unemployment Insurance Act. The Department of Employment Security may refer those debts to the Bureau, provided the debt satisfies the requirements for referral of delinquent debt as established by rule by the Department of Revenue. The Bureau shall use all legal means available to collect the debts, including those authorizing the Department of Revenue to collect debt and those authorizing the Department of Employment Security to collect debt. All referred debt shall remain an obligation to the account to which it is owed.

(i) All debt referred to the Bureau for collection shall remain the property of the referring agency. The Bureau shall collect debt on behalf of the referring agency using all legal means available, including those authorizing the Department of Revenue to collect debt and those authorizing the referring agency to collect debt.

(j) No debt secured by an interest in real property granted by the debtor in exchange for the creation of the debt shall be referred to the Bureau. The Bureau shall have no obligation to collect debts secured by an interest in real property.

(k) Beginning July 1, 2003, each agency shall collect and provide the Bureau information regarding the nature and details of its debt in such form and manner as the Department of Revenue shall require.

(l) For all debt accruing after July 1, 2003, each agency shall collect and transmit such debtor identification information as the Department of Revenue shall require. (Source: P.A. 92-404, eff. 7-1-02.)

(30 ILCS 210/6) (from Ch. 15, par. 156)

Sec. 6. The Comptroller with the approval of the Governor may provide by rule and regulation for the creation of a special fund or funds for the deposit of designated receipts by designated agencies to be known as the Accounts Receivable Fund or Funds. Deposits shall be segregated by the creditor agency. No deposit shall be made unless the collection is of an account receivable more than 120 days past due.

Seventy-five percent of the amounts deposited each quarter into such a special fund shall be transferred to the General Revenue Fund or such other fund that would have originally received the receipts. The remaining amounts may be used by the creditor agency for collecting overdue accounts pursuant to appropriation by the General Assembly.

An agency, with the approval of the Comptroller, may deposit all receipts into the General Revenue Fund or other such fund that would have originally received the receipts. Twenty-five percent of such deposits made each quarter for accounts receivable more than 120 days past due shall be transferred to the Accounts Receivable Fund or Funds. The transferred amounts may be used by the creditor agency for collecting overdue accounts pursuant to appropriation by the General Assembly.

In determining the types of receipts to be deposited pursuant to this Section the Comptroller and the Governor shall consider the following factors:

- (1) The percentage of such receipts estimated to be uncollectible by the creditor agency;
- (2) The percentage of such receipts certified as uncollectible by the Attorney General;
- (3) The potential increase in future receipts, as estimated by the creditor agency, if 25% of amounts collected are retained for collection efforts;
- (4) The impact of the retention of 25% of receipts on the relevant fund balances; and
- (5) Such other factors as the Comptroller and the Governor deem relevant.

This Section shall not apply to the Department of Revenue nor the Department of Employment Security.

This Section is repealed July 1, 2004. On that date any moneys in the Accounts Receivable Funds created under this Section shall be transferred to the General Revenue Fund. (Source: P.A. 86-194.)

(30 ILCS 210/7) (from Ch. 15, par. 157)

Sec. 7. Upon agreement of the Attorney General, the Bureau agencies may contract for legal assistance in collecting past due accounts. Any contract entered into under this Section before the effective date of this amendatory Act of the 93rd General Assembly shall remain valid but may not be renewed. In addition, agencies may contract for collection assistance where such assistance is determined by the agency to be in the best economic interest of the State. Agencies may utilize monies in the Accounts Receivable Fund to pay for such legal and collection assistance; provided, however, that no more than 20% of collections on an account may be paid from the Accounts Receivable Fund as compensation for legal and collection assistance on that account. If the amount available for expenditure from the Accounts Receivable Fund is insufficient to pay the cost of such services, the difference, up to 40% of the total collections per account, may be paid from other monies which may be available to the Agency. (Source: P.A. 85-814.)

(30 ILCS 210/8) (from Ch. 15, par. 158)

Sec. 8. Debt Collection Board. There is created a Debt Collection Board consisting of the Director of Central Management Services as chairman, the State Comptroller, and the Attorney General, or their respective designees. The Board shall establish a centralized collections service to undertake further collection efforts on delinquent accounts or claims of the State which have not been collected through the reasonable efforts of the respective State agencies. The Board shall promulgate rules and regulations pursuant to the Illinois Administrative Procedure Act with regard to the establishment of timetables and the assumption of responsibility for agency accounts receivable that have not been collected by the agency, are not subject to a current repayment plan, or have not been certified as uncollectible as of the date specified by the Board. The Board shall make a final evaluation of those accounts and either (i) direct or conduct further collection activities when further collection efforts are in the best economic interest of the State or (ii) in accordance with Section 2 of the Uncollected State Claims Act, certify the receivable as uncollectible or submit the account to the Attorney General for that certification.

The Board is empowered to adopt rules and regulations subject to the provisions of the Illinois Administrative Procedure Act.

The Board is empowered to enter into one or more contracts with outside vendors with demonstrated capabilities in the area of account collection. The contracts shall be let on the basis of competitive proposals secured from responsible proposers. The Board may require that vendors be prequalified. All contracts shall provide for a contingent fee based on the age, nature, amount and type of delinquent account. The Board may adopt a reasonable classification schedule for the various receivables. The contractor shall remit the amount collected, net of the contingent fee, to the respective State agency which shall deposit the net amount received into the fund that would have received the receipt had it been collected by the State agency. No portion of the collections shall be deposited into an Accounts Receivable Fund established under Section 6 of this Act. The Board shall act only upon the unanimous vote of its members.

The authority granted the Debt Collection Board under this Section shall be limited to the administration of debt not otherwise required by the provisions of this amendatory Act of the 93rd General Assembly to be referred to the Department of Revenue's Debt Collection Bureau. Upon referral to and acceptance of any debt by the Bureau, the provisions of this Section shall be rendered null and void as to that debt and the Board shall promptly deliver its entire file and all records relating to such debt to the Bureau, together with a status report describing all action taken by the Board or any entity on its behalf to collect the debt, and including an accounting of all payments received. (Source: P.A. 89-511, eff. 1-1-97.)

(30 ILCS 210/10 new)

Sec. 10. Department of Revenue Debt Collection Bureau to assume collection duties.

(a) The Department of Revenue's Debt Collection Bureau shall serve as the primary debt collecting entity for the State and in that role shall collect debts on behalf of agencies of the State. All debts owed the State of Illinois shall be referred to the Bureau, subject to such limitations as the Department of Revenue shall by rule establish. The Bureau shall utilize the Comptroller's offset system and private collection agencies, as well as its own collections personnel. The Bureau shall collect debt using all legal authority available to the Department of Revenue to collect debt and all legal authority available to the referring agency.

(b) The Bureau shall have the sole authority to let contracts with persons specializing in debt collection for the collection of debt referred to and accepted by the Bureau. Any contract with the debt collector shall specify that the collector's fee shall be on a contingency basis and that the debt collector shall not be entitled to collect a contingency fee for any debt collected through the efforts of any State offset system.

(c) The Department of Revenue shall adopt rules for the certification of debt from referring agencies and shall adopt rules for the certification of collection specialists to be employed by the Bureau.

(d) The Department of Revenue shall adopt rules for determining when a debt referred by an agency shall be deemed by the Bureau to be uncollectible.

(e) Once an agency's debt is deemed by the Bureau to be uncollectible, the Bureau shall return the debt to the referring agency which shall then write the debt off as uncollectible or return the debt to the Bureau for additional collection efforts. The Bureau shall refuse to accept debt that has been deemed uncollectible absent factual assertions from the referring agency that due to circumstances not known at the time the debt was deemed uncollectible that the debt is worthy of additional collection efforts.

(f) For each debt referred, the State agency shall retain all documents and records relating to or supporting the debt. In the event a debtor shall raise a reasonable doubt as to the validity of the debt, the Bureau may in its discretion refer the debt back to the referring agency for further review and recommendation.

(g) The Department of Public Aid shall be exempt from the requirements of this Section with regard to child support debts, the collection of which is governed by the requirements of Title IV, Part D of the federal Social Security Act. The Department of Public Aid may refer child support debts to the Bureau, provided that the debt satisfies the requirements for referral of delinquent debt as established by rule by the Department of Revenue. The Bureau shall use all legal means available to collect child support debt, including those authorizing the Department of Revenue to collect debt and those authorizing the Department of Public Aid to collect debt. All such referred debt shall remain an obligation under the Department of Public Aid's Child Support Enforcement Program subject to the requirements of Title IV, Part D of the federal Social Security Act, including the continued use of federally mandated enforcement remedies and techniques by the Department of Public Aid.

(g-1) The Department of Employment Security is exempt from subsection (a) with regard to debts to any federal account, including but not limited to the Unemployment Trust Fund, and penalties and interest assessed under the Unemployment Insurance Act. The Department of Employment Security may refer those debts to the Bureau, provided the debt satisfies the requirements for referral of delinquent debt as established by rule by the Department of Revenue. The Bureau shall use all legal means available to collect the debts, including those authorizing the Department of Revenue to collect debt and those authorizing the Department of Employment Security to collect debt. All referred debt shall remain an obligation to the account to which it is owed.

(h) The Debt Collection Fund is created as a special fund in the State treasury. Debt collection contractors under this Act shall receive a contingency fee as provided by the terms of their contracts with the Department of Revenue. Thereafter, 20% of all amounts collected by the Bureau, excluding amounts collected on behalf of the Departments of Public Aid and Revenue, shall be deposited into the Debt Collection Fund. All remaining amounts collected shall be deposited into the General Revenue Fund unless the funds are owed to any State fund or funds other than the General Revenue Fund. Moneys in the Debt Collection Fund shall be appropriated only for the administrative costs of the Bureau. On the last day of each fiscal year, unappropriated moneys and moneys otherwise deemed unneeded for the next fiscal year remaining in the Debt Collection Fund may be transferred into the General Revenue Fund at the Governor's reasonable discretion. The provisions of this subsection do not apply to debt that is exempt from subsection (a) pursuant to subsection (g-1) or child support debt referred to the Bureau by the Department of Public Aid pursuant to this amendatory Act of the 93rd General Assembly. Collections arising from referrals from the Department of Public Aid shall be deposited into such fund or funds as the Department of Public Aid shall direct, in accordance with the requirements of Title IV, Part D of the federal Social Security Act, applicable provisions of State law, and the rules of the Department of Public Aid. Collections arising from referrals from the Department of Employment Security shall be deposited into the fund or funds that the Department of Employment Security shall direct, in accordance with the requirements of Section 3304(a)(3) of the federal Unemployment Tax Act, Section 303(a)(4) of the federal Social Security Act, and the Unemployment Insurance Act.

(i) The Attorney General and the State Comptroller shall assist in the debt collection efforts of the Bureau, as requested by the Department of Revenue.

(j) The Director of Revenue shall report annually to the General Assembly and State Comptroller upon the debt collection efforts of the Bureau. Each report shall include an analysis of the overdue debts owed to the State.

(k) The Department of Revenue shall adopt rules and procedures for the administration of this amendatory Act of the 93rd General Assembly. The rules shall be adopted under the Department of Revenue's emergency rulemaking authority within 90 days following the effective date of this amendatory Act of the 93rd General Assembly due to the budget crisis threatening the public interest.

(l) The Department of Revenue's Debt Collection Bureau's obligations under this Section 10 shall be subject to appropriation by the General Assembly.

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

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendments numbered 1 and 2 were ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILLS ON THIRD READING

The following bills and any amendments adopted thereto were printed and laid upon the Members' desks. These bills have been examined, any amendments thereto engrossed and any errors corrected. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Feigenholtz, HOUSE BILL 3021 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 77, Yeas; 31, Nays; 9, Answering Present.

(ROLL CALL 2)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Flowers, HOUSE BILL 1484 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 117, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 3)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Stephens, HOUSE BILL 3107 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 112, Yeas; 4, Nays; 1, Answering Present.

(ROLL CALL 4)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

HOUSE BILLS ON SECOND READING

HOUSE BILL 2995. Having been printed, was taken up and read by title a second time.

Representative Nekritz offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2995 by replacing the title with the following:

"AN ACT concerning executive branch appointments."; and

by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the Gubernatorial Appointment Act.

Section 5. Definitions. As used in this Act:

"Late term appointee" means a person who is appointed to an office by a Governor who does not succeed himself or herself as Governor, whose appointment requires the advice and consent of the Senate, and whose appointment is confirmed by the Senate 90 or fewer days before the end of the appointing Governor's term.

"Succeeding Governor" means the Governor in office immediately after a Governor who appoints a late term appointee.

Section 10. Late term appointee's term of office. A late term appointee shall serve no longer than the sixtieth day of the term of office of the succeeding Governor.

Section 15. Vacancy created. Upon the earlier of the resignation of a late term appointee or the conclusion of the sixtieth day of the term of the succeeding Governor, that appointed office shall be considered vacant. The succeeding Governor may then make an appointment to fill that vacancy, regardless of whether the statute that creates the appointed office provides for appointment to fill a vacancy. All other requirements of law applicable to that appointed office shall apply to the succeeding Governor's appointee, including but not limited to eligibility, qualifications, and confirmation by the Senate.

Section 20. Term of appointee. The term of office of an appointee filling a vacancy created under Section 15 of this Act shall be the term of any appointee filling a vacancy as provided by the statute that creates the appointed office. If the statute that creates the appointed office does not specify the term to be served by an appointee filling a vacancy, the term of the appointee shall be for the remainder of the term the late term appointee would have otherwise been entitled to fill.

Section 25. Reappointment. Nothing in this Act prohibits a succeeding Governor from reappointing an otherwise qualified late term appointee to fill the vacancy created under Section 15 of this Act.

Section 90. Severability. The provisions of this Act are severable under Section 1.31 of the Statute on Statutes.

Section 95. The Personnel Code is amended by changing Section 8b.6 as follows:

(20 ILCS 415/8b.6) (from Ch. 127, par. 63b108b.6)

Sec. 8b.6. For a period of probation not to exceed one year before appointment or promotion is complete, and during which period a probationer may with the consent of the Director of Central Management Services, be discharged or reduced in class or rank, or replaced on the eligible list. For a person appointed to a term appointment under Section 8b.18 or 8b.19, the period of probation shall not be less than 6 months. (Source: P.A. 82-789.)

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

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 2566. Having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Judiciary I - Civil Law, adopted and printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2566 on page 1 by deleting lines 6 through 30; and by deleting all of pages 2 through 23.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL ON THIRD READING

The following bill and any amendments adopted thereto were printed and laid upon the Members' desks. This bill has been examined, any amendments thereto engrossed and any errors corrected. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Rose, HOUSE BILL 2356 was taken up and read by title a third time.

And the question being, "Shall this bill pass?"

Pending the vote on said bill, on motion of Representative Rose, further consideration of HOUSE BILL 2356 was postponed.

HOUSE BILL ON SECOND READING

Having been printed, the following bill was taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILL 2532.

HOUSE BILLS ON THIRD READING

The following bills and any amendments adopted thereto were printed and laid upon the Members' desks. These bills have been examined, any amendments thereto engrossed and any errors corrected. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Wirsing, HOUSE BILL 3036 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 117, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 5)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Slone, HOUSE BILL 221 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 103, Yeas; 13, Nays; 1, Answering Present.

(ROLL CALL 6)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

HOUSE BILL ON SECOND READING

HOUSE BILL 3316. Having been printed, was taken up and read by title a second time.

Representative Turner offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 3316 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Public Aid Code is amended by adding Section 12-13.3 as follows:

(305 ILCS 5/12-13.3 new)

Sec. 12-13.3. Transitional jobs; pilot program. Subject to appropriations or other funding, the Department of Human Services may establish a pilot program to place hard-to-employ persons, including persons who have been released from a county jail or a facility under the jurisdiction of the Department of Corrections, in jobs. By rule, the Department shall determine the location in which the pilot program is to be implemented and the services to be provided. In determining locations for the pilot program, however, the Department shall give priority to areas of the State in which the concentration of released offenders is the highest. The Department may consult with the Department of Corrections in establishing the pilot program.

Section 10. The Unified Code of Corrections is amended by adding Section 3-14-6 as follows:
(730 ILCS 5/3-14-6 new)

Sec. 3-14-6. Transitional jobs; pilot program. Subject to appropriations or other funding, the Department may establish a pilot program in 2 locations in the State to place persons discharged from a Department facility on parole or mandatory supervised release in jobs or otherwise establish a connection between such persons and the workforce. By rule, the Department shall determine the locations in which the pilot program is to be implemented and the services to be provided. In determining locations for the pilot program, however, the Department shall give priority to areas of the State in which the concentration of released offenders is the highest. The Department may consult with the Department of Human Services in establishing the pilot program.

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

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL ON THIRD READING

The following bill and any amendments adopted thereto were printed and laid upon the Members' desks. This bill has been examined, any amendments thereto engrossed and any errors corrected. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Mathias, SENATE BILL 2088 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:
84, Yeas; 29, Nays; 4, Answering Present.

(ROLL CALL 7)

This bill, as amended, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence in the House amendment/s adopted.

HOUSE BILL ON SECOND READING

HOUSE BILL 1414. Having been recalled on March 26, 2003, and held on the order of Second Reading, the same was again taken up.

Representative Pankau offered the following amendment and moved its adoption.

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 1414, AS AMENDED, with reference to page and line numbers of House Amendment No. 1, on page 1, line 7, after "leases", by inserting "construction"; and on page 1, line 10, before "equipment", by inserting "construction".

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendments numbered 1, 2 and 3 were ordered engrossed; and the bill, as amended, was again advanced to the order of Third Reading.

HOUSE BILL ON THIRD READING

The following bill and any amendments adopted thereto were printed and laid upon the Members' desks. This bill has been examined, any amendments thereto engrossed and any errors corrected. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Will Davis, HOUSE BILL 3671 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 117, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 8)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

HOUSE BILLS ON SECOND READING

HOUSE BILL 1751. Having been printed, was taken up and read by title a second time. Representative Sacia offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 1751 by replacing the title with the following:

"AN ACT concerning libraries."; and

by replacing everything after the enacting clause with the following:

"Section 5. The Public Library District Act of 1991 is amended by adding Section 40-55 as follows:

(75 ILCS 16/40-55 new)

Sec. 40-55. Insurance Reserve Fund; transfers. The board of the Byron Public Library District may, within one year from the effective date of this Amendatory Act of the 93rd General Assembly, by proper resolution following a public hearing (that is preceded by at least one published notice occurring at least 7 days prior to the hearing in a newspaper of general circulation within the district and setting forth the time, date, place, and subject matter of the hearing), transfer money from the Insurance Reserve Fund to the district's Expansion Special Reserve Fund, provided that the amount transferred is not then required for the payment of any liabilities due to be paid from the Insurance Reserve Fund."

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 3695. Having been printed, was taken up and read by title a second time.

Floor Amendment No. 1 remained in the Committee on Rules.

Representative Hamos offered the following amendment and moved its adoption:

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 3695 on page 1, by replacing line 17 with the following:

"settings and are able to do so."; and

on page 1, by replacing lines 22 and 23 with the following:

"mental illness and substance abuse, who currently reside in nursing facilities, who choose to move, and who are able to do so, to move within the next 5 years to the"; and

on page 2, by replacing lines 20 through 23 with the following:

"Qualified individual" means an adult who is 19 years of age or older and under 65 years of age who agrees to participate in the MI Olmstead Initiative, is assessed by an appropriate professional and found to

be able to move to a less restrictive setting, and meets one of the following criteria:"; and on page 5, by replacing lines 15 and 16 with the following:
"of the Initiative, a review of the State's use of nursing facilities, including IMD's, for the care of persons with severe mental illness, and a plan for adjusting State policy, including the further consolidation or conversion of IMD".

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL ON THIRD READING

The following bill and any amendments adopted thereto were printed and laid upon the Members' desks. This bill has been examined, any amendments thereto engrossed and any errors corrected. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Lang, HOUSE BILL 40 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 116, Yeas; 0, Nays; 0, Answering Present.
(ROLL CALL 9)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

HOUSE BILLS ON SECOND READING

HOUSE BILL 344. Having been printed, was taken up and read by title a second time. The following amendment was offered in the Committee on Higher Education, adopted and printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 344 as follows:
on page 1, by replacing line 7 with the following:
"(a) In conjunction with the required financial-related and compliance audit of each public institution of higher education in Illinois,"; and
on page 1, line 8, by deleting "thereafter,"; and
on page 1, by replacing line 9, with the following:
"results of a sample conducted for the purpose of evaluating"; and
on page 1, by deleting line 10; and
on page 1, line 11, by deleting "federal student aid to evaluate"; and
on page 1, line 20, after "Governor", by inserting ", as required in Section 3-14 of the Illinois State Auditing Act"; and
on page 1, line 24, by replacing "Illinois" with "public"; and
on page 1, line 24, after "education", by inserting "in Illinois".

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILLS ON THIRD READING

The following bills and any amendments adopted thereto were printed and laid upon the Members' desks. These bills have been examined, any amendments thereto engrossed and any errors corrected. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Miller, HOUSE BILL 3543 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 93, Yeas; 23, Nays; 2, Answering Present.

(ROLL CALL 10)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Delgado, HOUSE BILL 3073 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 115, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 11)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Joseph Lyons, HOUSE BILL 44 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 106, Yeas; 12, Nays; 0, Answering Present.

(ROLL CALL 12)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

HOUSE BILLS ON SECOND READING

HOUSE BILL 2572. Having been printed, was taken up and read by title a second time. Representative Saviano offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2572 by replacing everything after the enacting clause with the following:

"Section 5. The Cemetery Protection Act is amended by changing Section 16 as follows:
(765 ILCS 835/16)

Sec. 16. When a multiple interment right owner becomes deceased, the ownership of any unused rights of interment shall pass in accordance with the specific bequest in the decedent's will. If there is no will or specific bequest then the ownership and use of the unused rights of interment shall be determined by a cemetery authority in accordance with the information set out on a standard affidavit for cemetery interment rights use form if such a form has been prepared. The unused right of interment shall be used for the interment of the first deceased heir listed on the standard affidavit and continue in sequence until all listed heirs are deceased. In the event that an interment right is not used, the interment right shall pass to the heirs of the heirs of the deceased interment right owner in perpetuity. This shall not preclude the ability of the heirs to sell said interment rights, in the event that all listed living heirs are in agreement. If the standard affidavit for cemetery interment rights use, showing heirship of decedent interment right owner's living heirs is provided to and followed by a cemetery authority, the cemetery authority shall be released of any liability in relying on that affidavit.

The following is the form of the standard affidavit:

STATE OF ILLINOIS)
) SS
COUNTY OF

AFFIDAVIT FOR CEMETERY INTERMENT RIGHTS USE

I,, being first duly sworn on oath depose and say that:

- 1. A. My place of residence is
- B. My post office address is
- C. I understand that I am providing the information contained in this affidavit to the ("Cemetery") and the Cemetery shall, in the absence of directions to the contrary in my will, rely on this information to allow the listed individuals to be interred in any unused interment rights in the order of their death.
- D. I understand that, if I am an out-of-state resident, I submit myself to the jurisdiction of Illinois courts for all matters related to the preparation and use of this affidavit. My agent for service of process in Illinois is:

Name Address
City Telephone

Items 2 through 6 must be completed by the executor of the decedent's estate, a personal representative, owner's surviving spouse, or surviving heir.

- 2. The decedent's name is
- 3. The date of decedent's death was
- 4. The decedent's place of residence immediately before his or her death was
- 5. My relationship to the decedent is and I am authorized to sign and file this affidavit.
- 6. At the time of death, the decedent (had no) (had a) surviving spouse. The name of the surviving spouse, if any, is, and he or she (has) (has not) remarried.
- 7. The following is a list of the cemetery interment rights that may be used by the heirs if the owner is deceased:

.....
.....

8. The following persons have an ownership interest in and the a right to use the cemetery interment rights in the order of their death:

..... Address
..... Address
..... Address
..... Address
..... Address
..... Address
..... Address

9. This affidavit is made for the purpose of obtaining the consent of the undersigned to transfer the right of interment at the above mentioned cemetery property to the listed heirs. Affiants agree that they will save, hold harmless, and indemnify Cemetery, its heirs, successors, employees, and assigns, from all claims, loss, or damage whatsoever that may result from relying on this affidavit to record said transfer in its records and allow interments on the basis of the information contained in this affidavit.

WHEREFORE affiant requests Cemetery to recognize the above named heirs-at-law as those rightfully entitled to the ownership of and use of said interment (spaces) (space).

THE FOREGOING STATEMENT IS MADE UNDER THE PENALTIES OF PERJURY. (A FRAUDULENT STATEMENT MADE UNDER THE PENALTIES OF PERJURY IS PERJURY AS DEFINED IN THE CRIMINAL CODE OF 1961.)

Dated this day of,
..... (Seal) (To be signed by the owner or the individual who completes items 2 through 6 above.)

Subscribed and sworn to before me, a Notary Public in and for the County and State of aforesaid this day of,
..... Notary Public. (Source: P.A. 92-419, eff. 1-1-02.)"

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

Having been printed, the following bill was taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILL 3142.

HOUSE BILL 2330. Having been printed, was taken up and read by title a second time.

Floor Amendment No. 1 remained in the Committee on Rules.

Representative Fritchey offered the following amendment and moved its adoption:

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 2330 by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the Illinois Civil Rights Act of 2003.

Section 5. Discrimination prohibited.

(a) No unit of State, county, or local government in Illinois shall:

(1) exclude a person from participation in, deny a person the benefits of, or subject a person to discrimination under any program or activity on the grounds of that person's race, color, or national origin; or

(2) utilize criteria or methods of administration that have the effect of subjecting individuals to discrimination because of their race, color, or national origin.

(b) Any party aggrieved by conduct that violates subsection (a) may bring a civil lawsuit, in a State circuit court, against the offending unit of government. This lawsuit must be brought not later than 2 years after the violation of subsection (a). If the court finds that a violation of paragraph (1) of subsection (a) has occurred, the court may award to the plaintiff actual and punitive damages and if the court finds that a violation of paragraph (2) of subsection (a) has occurred, the court may award to the plaintiff actual damages. The court, as it deems appropriate, may grant as relief any permanent or preliminary injunction, temporary restraining order, or other order, including an order enjoining the defendant from engaging in the violation of subsection (a) or mandating affirmative action.

(c) Upon motion, a court shall award reasonable attorneys' fees and costs, including expert witness fees and other litigation expenses, to a plaintiff who is a prevailing party in any action brought:

(1) pursuant to subsection (b); or

(2) to enforce a right arising under the Illinois Constitution.

In awarding reasonable attorneys' fees, the court shall consider the degree to which the relief obtained relates to the relief sought.

(d) For the purpose of this Act, the term "prevailing party" includes any party:

(1) who obtains some of his or her requested relief through a judicial judgment in his or her favor;

(2) who obtains some of his or her requested relief through any settlement agreement approved by the court; or

(3) whose pursuit of a non-frivolous claim was a catalyst for a unilateral change in position by the opposing party relative to the relief sought."

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 3635. Having been printed, was taken up and read by title a second time.

Representative Hoffman offered the following amendments and moved their adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 3635 on page 14, by inserting the following after line 28:

"Section 40. Upon the payment of the sum of \$2,500.00 to the State of Illinois, and subject to the conditions set forth in Section 900 of this Act, the easement for highway purposes acquired by the People of the State of Illinois is released over and through the following described land in Grundy County, Illinois:

Parcel No. 3LR0040

Part of the Northeast Quarter of Section 31, Township 34 North, Range 7 East of the Third Principal Meridian, County of Grundy, State of Illinois, described as follows:

Commencing at the southeast corner of the Northeast Quarter of said Section 31; thence North 00 degrees 00 minutes 00 seconds East, 661.15 feet along the east line of said Northeast Quarter; thence North 89 degrees 31 minutes 11 seconds West, 42.46 feet to the Point of Beginning, said point being 690.00 feet left of Station 1083+49.8 on the centerline of Federal Aid Interstate Route 80 as shown on a Right Of Way Plat recorded in Deed Record Book 232, Page 186 in the Recorder's Office of said county; thence South 06 degrees 44 minutes 17 seconds West, 568.80 feet to a point 125.00 feet left of Station 1082+85.7 on said centerline; thence North 89 degrees 44 minutes 11 seconds West, parallel with said centerline, 557.47 feet to a point 125.00 feet left of Station 1077+28.2 on said centerline; thence North 00 degrees 30 minutes 01 second West, 30.00 feet to a point 155.00 feet left of Station 1077+27.8 on said centerline; thence South 89 degrees 44 minutes 11 seconds East, parallel with said centerline, 423.40 feet to a point 155.00 feet left of Station 1081+51.2 on said centerline; thence North 45 degrees 15 minutes 49 seconds East, 70.71 feet to a point 205.00 feet left of Station 1082+01.2 on said centerline; thence North 00 degrees 34 minutes 42 seconds East, 437.01 feet to a point 642.00 feet left of Station 1082+03.6 on said centerline; thence North 45 degrees 39 minutes 16 seconds East, 69.12 feet to a point 690.00 feet left of Station 1082+52.8 on said centerline; thence South 89 degrees 31 minutes 11 seconds East, 97.00 feet to the Point of Beginning, containing 1.825 acres, more or less.

It is understood and agreed that there is no existing right of access nor will access be permitted in the future by the State of Illinois, Department of Transportation, from or over the premises above described to and from FAI Route 80, previously declared a freeway.

Section 45. Upon the payment of the sum of \$8,100.00 to the State of Illinois, and subject to the conditions set forth in Section 900 of this Act, the Secretary of the Department of Transportation is authorized to convey by quitclaim deed all right, title and interest in and to the following described land in Winnebago County, Illinois, to William W. Rader.

Parcel No. 2XWI096

A part of Lots 6, 7, 8, 9, 10, 11, 12, 13 and 14 as designated upon the plat of Camp Grant Island, being B.A. Knight's Subdivision of Island Number 3 in Rock River in Section 15, Township 43 North, Range 1 East of the Third Principal Meridian, Winnebago County, Illinois, described as follows:

Beginning at the southeast corner of said Lot 14, said point being 126.08 feet normally distant westerly from the centerline of pavement in place of FAU Route 5103; thence South 74 degrees 30 minutes 27 seconds West, 45.00 feet along the south line of said Lot 14 to a point on the westerly right of way line of FAU Route 5103, said point being 171.05 feet normally distant westerly from said centerline; thence North 15 degrees 29 minutes 33 seconds West, 217.35 feet along said westerly right of way line to a point on the north line of said Lot 6 and the northerly bank of said Island Number 3, said point being 179.38 feet normally distant westerly from said centerline; thence North 89 degrees 07 minutes 15 seconds East, 46.50 feet along said north line of Lot 6 to a point on the east line of said Lot 6, said point being 133.97 feet normally distant westerly from said centerline; thence South 15 degrees 29 minutes 33 seconds East, 205.61 feet along the east line of said Lots 6, 7, 8, 9, 10, 11, 12, 13 and 14 to the Point of Beginning, containing 0.218 acre [9,517 square feet], more or less.

Subject to the existing rights, if any, of public or quasi-public utilities, easements, the existing rights in and to that part of the land lying within the bed of the Rock River, and the rights of other owners of land bordering on the river in respect to the water of said river.

Section 50. Upon the payment of the sum of \$6,500.00 to the State of Illinois, and subject to the conditions set forth in Section 900 of this Act, the easement for highway purposes acquired by the People of the State of Illinois is released over and through the following described land in Champaign County, Illinois:

Parcel No. 5X05513

Part of Lot 6 in C.C. Hawes Addition to Mahomet, situated in the County of Champaign, in the State of Illinois, described as follows:

Beginning at the northwest corner of said Lot 6, said point being the intersection of the existing westerly right of way line of FAP 326 (IL. Rte. 47) and the southerly right of way line of Franklin Street; thence South 13 degrees 03 minutes 56 seconds West (Bearings based on Illinois State Plane Coordinates, East

Zone NAD 83) 27.283 meters [89.51 feet]; thence South 22 degrees 43 minutes 08 seconds West 25.071 meters [82.25 feet] along a line being parallel to and 8.707 meters [28.57 feet] westerly of the centerline of FAP 326 (IL. Rte. 47), to the south line of said Lot 6; thence North 69 degrees 18 minutes 40 seconds West 2.560 meters [8.40 feet] along said south line, to the southwest corner of said Lot 6, said point being on the existing westerly right of way line of FAP 326 (IL. Rte. 47); thence North 20 degrees 30 minutes 18 seconds East 52.097 meters [170.92 feet] along said existing westerly right of way line, to the Point of Beginning, containing 124 square meters [1,336 square feet], more or less.

Section 55. Upon the payment of the sum of \$5,350.00 to the State of Illinois, and subject to the conditions set forth in Section 900 of this Act, the Secretary of the Department of Transportation is authorized to convey by quitclaim deed all right, title and interest in and to the following described land in Sangamon County, Illinois, to Stephen Bartelli.

Parcel No. 675X231

A part of the Southeast Quarter of Section 3, Township 14 North, Range 5 West of the Third Principal Meridian, Sangamon County, Illinois and being more particularly described as follows:

Beginning at the northeast corner of Lot 1 of Hunting Meadows subdivision, the plat thereof being recorded in Plat Cabinet A in Slide 302 of the Sangamon County Recorder's Office; thence South 73 degrees 28 minutes 33 seconds West (Bearings are based on the Illinois State Plat Coordinate System N.A.D. 1983, West Zone), 126.02 feet along the north line of said Lot 1 to the northwest corner of said Lot 1; thence North 16 degrees 24 minutes 50 seconds West, 77.18 feet along the northerly prolongation of the west line of said Lot 1; thence North 72 degrees 45 minutes 48 seconds East, 147.79 feet to the northerly prolongation of the east line of said Lot 1; thence South 01 degree 01 minute 45 seconds East, 82.00 feet along said northerly prolongation of the east line of Lot 1 to the Point of Beginning, containing 10,682 Square Feet, more or less.

It is understood and agreed that there is no existing right of access nor will access be permitted in the future by the State of Illinois, Department of Transportation, from or over the premises above described to and from East Lake Shore Drive (Cotton Hill Road).

Section 60. Upon the payment of the sum of \$1,100.00 to the State of Illinois, and subject to the conditions set forth in Section 900 of this Act, the Secretary of the Department of Transportation is authorized to convey by quitclaim deed all right, title and interest in and to the following described land in Sangamon County, Illinois, to David Bentley.

Parcel No. 675X237

A part of the Southeast Quarter of the Northeast Quarter of Section 9, Township 13 North, Range 5 West, 3rd Principal Meridian, Sangamon County, Illinois, described as follows:

Commencing at a found 1/4" gas pipe marking the East Quarter corner of Section 9; thence North 01 degree 42 minutes 49 seconds West, 90.28 feet to the existing centerline of IL 104; thence along said centerline, South 88 degrees 17 minutes 11 seconds West, 1043.40 feet; thence continuing on said centerline, South 88 degrees 39 minutes 47 seconds West, 373.93 feet; thence continuing on said centerline, South 88 degrees 22 minutes 47 seconds West, 150.00 feet to the intersection with the centerline of I-55 Frontage Road 1 (FR-1); thence along the centerline of FR-1, North 01 degree 38 minutes 15 seconds West, 285.50 feet to the point of curvature; thence 762.16 feet along the centerline curve to the right, having a radius of 1147.50, chord bearing North 17 degrees 23 minutes 24 seconds East, 748.23 feet; thence North 53 degrees 34 minutes 57 seconds West, 75.00 feet to the existing west right of way line, also being the Point of Beginning; thence along said right of way line, North 00 degrees 49 minutes 26 seconds West, 206.09 feet to the northeast corner of the Southwest Quarter of the Northeast Quarter of Section 9, also being the existing north right of way line; thence along said right of way line, North 88 degrees 30 minutes 33 seconds East, 201.47 feet to the existing west right of way line; thence South 49 degrees 13 minutes 18 seconds West, 17.38 feet to a point of curvature; thence 273.17 feet along a curve to the left, having a radius of 1222.50 chord bearing South 42 degrees 49 minutes 08 seconds West, 272.60 feet to the Point of Beginning, containing 0.439 acres.

Section 65. Upon the payment of the sum of \$5,250.00 to the State of Illinois, and subject to the conditions set forth in Section 900 of this Act, the easement for highway purposes acquired by the People of the State of Illinois is released over and through the following described land in Adams County, Illinois:

Parcel No. 675X227(A)

A part of the North Half of Section 29, Township 2 North, Range 7 West of the Fourth Principal Meridian in Adams County, described as follows:

Commencing at the northeast corner of the Northwest Quarter of said Section 29; thence South 00 degrees 16 minutes 05 seconds West along the east line of the Northwest Quarter of said Section 29, a

distance of 48.28 feet to a point on the existing northerly right of way line of S.B.I. Route 36, said point being the Point of Beginning; thence North 88 degrees 56 minutes 53 seconds East along the existing northerly right of way line of S.B.I. Route 36, a distance of 373.22 feet; thence easterly 176.95 feet along a curve to the right having a radius of 1462.39 feet, the chord of said curve bears North 75 degrees 59 minutes 22 seconds East, a distance of 176.85 feet to the north line of the Northeast Quarter of said Section 29; thence North 89 degrees 51 minutes 14 seconds East along the north line of the Northeast Quarter of said Section 29, a distance of 259.88 feet to the existing westerly right of way line of F.A. Route 302 (IL. 336); thence South 46 degrees 37 minutes 52 seconds West along the existing westerly right of way line of F.A. Route 302 (IL. 336), a distance of 68.67 feet to the existing southeasterly right of way line of S.B.I. Route 36; thence westerly along the existing southeasterly right of way line of S.B.I. Route 36, a distance of 963.27 feet along a curve to the left having a radius of 1392.39 feet, the chord of said curve bears South 67 degrees 48 minutes 30 seconds West, a distance of 944.17 feet to the existing easterly right of way line of F.A. Route 733 (IL. 61); thence North 42 degrees 05 minutes 45 seconds West, a distance of 123.80 feet; thence North 32 degrees 10 minutes 43 seconds East, a distance of 308.24 feet; thence North 88 degrees 56 minutes 53 seconds East, a distance of 38.38 feet to the Point of Beginning, containing 2.823 acres, more or less.

Further upon the payment of the sum shown to the State of Illinois, the Secretary of the Department of Transportation is authorized to convey by quitclaim deed all right, title and interest in and to the following described land in Adams County, Illinois, to Herbert A. Duffy and Anita L. Duffy.

Parcel No. 675X227(B)

A part of the North Half of Section 29, Township 2 North, Range 7 West of the Fourth Principal Meridian in Adams County, described as follows:

Commencing at the northeast corner of the Northwest Quarter of said Section 29; thence South 00 degrees 16 minutes 05 seconds West along the east line of the Northwest Quarter of said Section 29, a distance of 48.28 feet to a point on the existing northerly right of way line of S.B.I. Route 36; thence South 88 degrees 56 minutes 53 seconds West along the existing northerly right of way line of S.B.I. Route 36, a distance of 38.38 feet; thence South 32 degrees 10 minutes 43 seconds West along the existing westerly right of way line of S.B.I. Route 36, a distance of 308.24 feet to the Point of Beginning; thence South 42 degrees 05 minutes 45 seconds East, a distance of 123.80 feet; thence South 18 degrees 21 minutes 19 seconds West, a distance of 51.42 feet; thence South 35 degrees 43 minutes 13 seconds West, a distance of 269.69 feet; thence South 45 degrees 47 minutes 08 seconds West, a distance of 219.11 feet; thence South 27 degrees 37 minutes 54 seconds West, a distance of 195.11 feet; thence South 30 degrees 33 minutes 41 seconds West, a distance of 320.08 feet; thence South 27 degrees 08 minutes 12 seconds West, a distance of 445.55 feet to a point on the existing westerly access control line for F.A. Route 302 (IL. 336); thence South 48 degrees 09 minutes 55 seconds West along the existing westerly access control line for F.A. Route 302 (IL. 336), a distance of 285.63 feet; thence South 32 degrees 44 minutes 06 seconds West along the existing westerly access control line for F.A. Route 302 (IL. 336), a distance of 306.25 feet; thence South 88 degrees 47 minutes 03 seconds West along the existing westerly access control line for F.A. Route 302 (IL. 336), a distance of 79.54 feet to a point on the existing westerly right of way line of F.A. Route 733 (IL. 61); thence North 24 degrees 42 minutes 39 seconds East along the existing westerly right of way line of F.A. Route 733 (IL. 61), a distance of 284.04 feet; thence North 34 degrees 10 minutes 34 seconds East, a distance of 403.76 feet; thence North 12 degrees 18 minutes 39 seconds East, a distance of 103.08 feet; thence North 28 degrees 29 minutes 05 seconds East, a distance of 268.09 feet; thence North 30 degrees 53 minutes 44 seconds East, a distance of 392.84 feet; thence North 37 degrees 52 minutes 17 seconds East, a distance of 462.51 feet; thence North 42 degrees 12 minutes 52 seconds East, a distance of 206.48 feet; thence North 60 degrees 47 minutes 43 seconds East, a distance of 48.51 feet to the Point of Beginning, containing 7.684 acres, more or less.

Said tracts A and B contain a total of 10.507 acres, more or less.

It is understood and agreed that there is no existing right of access nor will access be permitted in the future by the State of Illinois, Department of Transportation, from or over the premises above described to and from SBI Route 36, between Station 48+145LT and Station 48+334.201 and between Station 49+041.611LT and 49+062.529LT.

Section 70. Upon the payment of the sum of \$48,000.00 to the State of Illinois, and subject to the conditions set forth in Section 900 of this Act, the Secretary of the Department of Transportation is authorized to convey by quitclaim deed all right, title and interest in and to the following described land in St. Clair County, Illinois, to ENK Realty, L.L.C.

Parcel No. 800XB20

That part of Lot 2 of Ranken Estate Subdivision of Lands of D. Ranken dec'd in Township 2 North, Range 9 West of the Third Principal Meridian and in Township 2 North, Range 8 West of the Third Principal Meridian, according to the plat thereof recorded in Book of Plats "A", on Pages 189 and 190, in St. Clair County, Illinois, described as follows:

Commencing at the intersection of the south line of said Lot 2 with the northwesterly right of way line of Illinois Route 157 as established according to the Warranty Deed recorded May 3, 1963 in Book 1839, on Page 99; thence on an assumed bearing of North 24 degrees 24 minutes 01 second East on said northwesterly right of way line, 226.50 feet to an angle point on said northwesterly right of way line to the Point of Beginning:

From said Point of Beginning; thence North 12 degrees 03 minutes 31 seconds East, on said northwesterly right of way line, 153.51 feet to the southwesterly right of way line of Tucker Drive according to the Quit Claim Deed recorded July 12, 1991 in Book 2822 on Page 2271; thence South 41 degrees 52 minutes 18 seconds East, 85.00 feet to a line 75.00 feet northwesterly of and parallel with the centerline of Illinois Route 157; thence South 24 degrees 24 minutes 01 second West, on said parallel line, 115.76 feet; thence North 65 degrees 35 minutes 59 seconds West, 45.00 feet to the Point of Beginning.

Parcel 800XB20 herein described contains 0.181 acres or 7,878 square feet, more or less.

It is understood and agreed that there is no existing right of access nor will access be permitted in the future by the State of Illinois, Department of Transportation, from or over the premises above described to and from IL Route 157, previously declared a freeway."

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 3635, AS AMENDED, by inserting the following after the end of Section 70:

"Section 75. Upon the payment of the sum of \$1.00 to the State of Illinois, and subject to the conditions set forth in Section 900 of this Act, the Secretary of the Department of Transportation is authorized to convey by quitclaim deed all right, title and interest in and to the following described land in Lee County, Illinois, to the City of Dixon.

Parcel No. 2XLE099

A parcel of land in the Southeast Quarter of Section 31, Township 22 North, Range 9 East of the Fourth Principal Meridian, Lee County, State of Illinois, described as follows:

Commencing at the southwest corner of Lot 34 as designated upon the Plat of Loveland Place Tracts, a subdivision of the Southeast Quarter of said Section 31, the Plat of said Subdivision is recorded in Book C at Page 4 in the Recorder's Office of Lee County; thence North 1 degree 20 minutes 14 seconds West, 50.00 feet (Bearings assumed for description purposes only) on the west line of said Lot 34, to the easterly right of way line of a public street designated Willett Avenue and the Point of Beginning.

From the Point of Beginning thence South 15 degrees 47 minutes 12 seconds East, 64.05 feet on said easterly right of way line; thence South 54 degrees 22 minutes 58 seconds East, 31.95 feet on said easterly right of way line; thence North 88 degrees 53 minutes 57 seconds West, 35.19 feet; thence South 82 degrees 05 minutes 13 seconds West, 101.49 feet; thence South 87 degrees 02 minutes 21 seconds West, 102.66 feet; thence North 68 degrees 21 minutes 52 seconds West, 69.07 feet; thence North 32 degrees 32 minutes 12 seconds West, 119.94 feet; thence North 74 degrees 25 minutes 48 seconds East, 50.18 feet; thence South 81 degrees 26 minutes 48 seconds East, 44.51 feet; thence South 55 degrees 02 minutes 46 seconds East, 85.28 feet; thence South 74 degrees 08 minutes 39 seconds East, 38.49 feet; thence North 86 degrees 38 minutes 07 seconds East, 43.44 feet; thence North 61 degrees 17 minutes 02 seconds East, 45.68 feet; thence North 48 degrees 46 minutes 30 seconds East, 45.46 feet; thence North 15 degrees 52 minutes 15 seconds East, 20.12 feet, to the easterly right of way line of said Willett Avenue, thence South 1 degree 20 minutes 14 seconds East, 49.05 feet on said easterly right of way line, to the Point of Beginning, containing 0.656 acre (28,594 square feet), more or less.

Access to Willett Avenue from the abutting property shall be by way of an entrance to be provided thereto in accordance with the "Policy on Permits for Access Driveways to State Highways".

Direct access to Willett Avenue shall not be so restricted easterly of Chaining Station 520+98.99 on the Center Line of the eastbound lane of FA Route 561 (IL 2).

The property may only be used for public purposes, or title shall revert without further action to the Illinois Department of Transportation."

The motion prevailed and the amendments were adopted and ordered printed.

There being no further amendments, the foregoing Amendments numbered 1 and 2 were ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL ON THIRD READING

The following bill and any amendments adopted thereto were printed and laid upon the Members' desks. This bill has been examined, any amendments thereto engrossed and any errors corrected. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Howard, HOUSE BILL 2386 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 116, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 13)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Daniels, HOUSE BILL 75 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 118, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 14)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

HOUSE BILL ON SECOND READING

HOUSE BILL 2971. Having been printed, was taken up and read by title a second time. Representative Joyce offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2971 on page 1, by replacing lines 8 through 12 with the following;

"It shall be the goal of each agency to award at least 3% of the annual dollar value of all contracts awarded by that agency to businesses owned in the majority by veterans."

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILLS ON THIRD READING

The following bills and any amendments adopted thereto were printed and laid upon the Members' desks. These bills have been examined, any amendments thereto engrossed and any errors corrected. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative McKeon, HOUSE BILL 2203 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 118, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 15)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Delgado, HOUSE BILL 2268 was taken up and read by title a third time. Representative Parke requests a verified roll call.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 60, Yeas; 45, Nays; 11, Answering Present.

(ROLL CALL 16)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

HOUSE BILL ON SECOND READING

HOUSE BILL 1755. Having been printed, was taken up and read by title a second time. Representative Hultgren offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 1755 by replacing everything after the enacting clause with the following:

"Section 5. The Downstate Forest Preserve District Act is amended by changing Section 8 as follows: (70 ILCS 805/8) (from Ch. 96 1/2, par. 6315)

Sec. 8. The board shall be the corporate authority of such forest preserve district and shall have power to pass and enforce all necessary ordinances, rules and regulations for the management of the property and conduct of the business of such district. The president of such board shall have power to appoint such employees as may be necessary. In counties with population of less than 3,000,000, within 60 days after their selection the commissioners appointed under the provisions of Section 3a of this Act shall organize by selecting from their members a president, secretary, treasurer and such other officers as are deemed necessary who shall hold office for the fiscal year in which elected and until their successors are selected and qualify. In the one district in existence on July 1, 1977, that is managed by an appointed board of commissioners, the incumbent president and the other officers appointed in the manner as originally prescribed in this Act shall hold such offices until the completion of their respective terms or in the case of the officers other than president until their successors are appointed by said president, but in all cases not to extend beyond January 1, 1980 and until their successors are selected and qualify. Thereafter, the officers shall be selected in the manner as prescribed in this Section except that their first term of office shall not expire until June 30, 1981 and until their successors are selected and qualify.

In any county, city, village, incorporated town or sanitary district where the corporate authorities act as the governing body of a forest preserve district, the person exercising the powers of the president of the board shall have power to appoint a secretary and an assistant secretary and treasurer and an assistant treasurer and such other officers and such employees as may be necessary. The assistant secretary and assistant treasurer shall perform the duties of the secretary and treasurer, respectively in case of death of such officers or when such officers are unable to perform the duties of their respective offices. All contracts for supplies, material or work involving an expenditure in excess of \$15,000 ~~\$10,000~~ shall be let to the lowest responsible bidder, after advertising at least once in one or more newspapers of general circulation within the district, excepting: (a) work requiring personal confidence; (b) work by individuals possessing a high degree of professional skill where the ability or fitness of the individual plays an important part; (c) contracts for utility service, such as gas and electric; (d) contracts for services or supplies that require

integration with existing systems or existing computer hardware and software, such as security systems and integrated computer systems; (e) contracts for the purchase of magazines, books, periodicals, and similar articles of an educational or instructional nature; (f) contracts that by their nature are not adapted to award by competitive bidding, such as telecommunication systems and contracts for services or supplies that are available only from a single source; (g) contracts for maintaining, servicing, or providing repair parts for equipment that are made with the manufacturer or authorized service agent of that equipment when providing parts, maintaining, or servicing can best be performed by the manufacturer or authorized service agent; and (h) contracts required to meet an immediate emergency affecting the public health, safety, or welfare, in which case the board of commissioners must set forth the nature of the danger to the public health, safety, or welfare or necessary supplies under the control of monopolies, where competitive bidding is impossible. Contracts for supplies, material or work involving an expenditure of ~~\$15,000~~ \$10,000 or less may be let without advertising for bids, but whenever practicable, at least 3 competitive bids shall be obtained before letting such contract. All contracts for supplies, material or work shall be signed by the president of the board of commissioners or by any such other officer as the board in its discretion may designate.

The president of any board of commissioners appointed under the provisions of Section 3a of this Act shall receive a salary not to exceed the sum of \$2500 per annum and the salary of other members of the board so appointed shall not exceed \$1500 per annum. Salaries of the commissioners, officers and employees shall be fixed by ordinance. (Source: P.A. 85-993.)

Section 10. The Cook County Forest Preserve District Act is amended by changing Section 14 as follows:

(70 ILCS 810/14) (from Ch. 96 1/2, par. 6417)

Sec. 14. The board, as corporate authority of a forest preserve district, shall have power to pass and enforce all necessary ordinances, rules and regulations for the management of the property and conduct of the business of such district. The president of such board shall have power to appoint a secretary and an assistant secretary, and treasurer and an assistant treasurer and such other officers and such employees as may be necessary, all of whom, excepting the treasurer and attorneys, shall be under civil service rules and regulations, as provided in Section 17 of this Act. The assistant secretary and assistant treasurer shall perform the duties of the secretary and treasurer, respectively, in case of death of said officers or when said officers are unable to perform the duties of their respective offices because of absence or inability to act. All contracts for supplies, material or work involving an expenditure by forest preserve districts in excess of ~~\$15,000~~ \$10,000 shall be let to the lowest responsible bidder, after due advertisement, excepting: (a) work requiring personal confidence; (b) work by individuals possessing a high degree of professional skill where the ability or fitness of the individual plays an important part; (c) contracts for utility service, such as gas and electric; (d) contracts for services or supplies that require integration with existing systems or existing computer hardware and software, such as security systems and integrated computer systems; (e) contracts for the purchase of magazines, books, periodicals, and similar articles of an educational or instructional nature; (f) contracts that by their nature are not adapted to award by competitive bidding, such as telecommunication systems and contracts for services or supplies that are available only from a single source; (g) contracts for maintaining, servicing, or providing repair parts for equipment that are made with the manufacturer or authorized service agent of that equipment when providing parts, maintaining, or servicing can best be performed by the manufacturer or authorized service agent; and (h) contracts required to meet an immediate emergency affecting the public health, safety, or welfare, in which case the board of commissioners must set forth the nature of the danger to the public health, safety, or welfare or necessary supplies under the control of monopolies, where competitive bidding is impossible. Contracts for supplies, material or work involving an expenditure of ~~\$15,000~~ \$10,000 or less may be let without advertising for bids, but whenever practicable, at least 3 competitive bids shall be obtained before letting such contract. All contracts for supplies, material or work shall be signed by the president of the board and by any such other officer as the board in its discretion may designate.

Salaries of employees shall be fixed by ordinance. (Source: P.A. 83-1402.)

Section 15. The Park District Code is amended by changing Section 8-1 as follows:

(70 ILCS 1205/8-1) (from Ch. 105, par. 8-1)

Sec. 8-1. Every park district shall, from the time of its organization, be a body corporate and politic by such name as set forth in the petition for its organization or such name as it may adopt under Section 8-8 hereof and shall have and exercise the following powers:

(a) To adopt a corporate seal and alter the same at pleasure; to sue and be sued; and to contract in furtherance of any of its corporate purposes.

(b) (1) To acquire by gift, legacy, grant or purchase, or by condemnation in the manner provided for the exercise of the power of eminent domain under Article VII of the Code of Civil Procedure, approved August 19, 1981, as amended, any and all real estate, or rights therein necessary for building, laying out, extending, adorning and maintaining any such parks, boulevards and driveways, or for effecting any of the powers or purposes granted under this Code as its board may deem proper, whether such lands be located within or without such district; but no park district, except as provided in paragraph (2) of this subsection, shall have any power of condemnation in the manner provided for the exercise of the power of eminent domain under Article VII of the Code of Civil Procedure, approved August 19, 1981, as amended, or otherwise as to any real estate, lands, riparian rights or estate, or other property situated outside of such district, but shall only have power to acquire the same by gift, legacy, grant or purchase, and such district shall have the same control of and power over lands so acquired without the district as over parks, boulevards and driveways within such district.

(2) In addition to the powers granted in paragraph (1) of subsection (b), a park district located in more than one county, the majority of its territory located in a county over 450,000 in population and none of its territory located in a county over 1,000,000 in population, shall have condemnation power in the manner provided for the exercise of the power of eminent domain under Article VII of the Code of Civil Procedure, approved August 19, 1981, as amended, or as otherwise granted by law as to any and all real estate situated up to one mile outside of such district which is not within the boundaries of another park district.

(c) To acquire by gift, legacy or purchase any personal property necessary for its corporate purposes provided that all contracts for supplies, materials or work involving an expenditure in excess of ~~\$10,000~~ \$15,000 shall be let to the lowest responsible bidder, considering conformity with specifications, terms of delivery, quality, and serviceability, after due advertisement, excepting contracts which by their nature are not adapted to award by competitive bidding, such as contracts for the services of individuals possessing a high degree of professional skill where the ability or fitness of the individual plays an important part, contracts for the printing of finance committee reports and departmental reports, contracts for the printing or engraving of bonds, tax warrants and other evidences of indebtedness, contracts for utility services such as water, light, heat, telephone or telegraph, contracts for the use, purchase, delivery, movement, or installation of data processing equipment, software, or services and telecommunications and interconnect equipment, software, or services, contracts for duplicating machines and supplies, contracts for goods or services procured from another governmental agency, purchases of equipment previously owned by some entity other than the district itself, and contracts for the purchase of magazines, books, periodicals, pamphlets and reports and excepting where funds are expended in an emergency and such emergency expenditure is approved by 3/4 of the members of the board.

All competitive bids for contracts involving an expenditure in excess of ~~\$10,000~~ \$15,000 must be sealed by the bidder and must be opened by a member or employee of the park board at a public bid opening at which the contents of the bids must be announced. Each bidder must receive at least 3 days notice of the time and place of the bid opening.

For purposes of this subsection, "due advertisement" includes, but is not limited to, at least one public notice at least 10 days before the bid date in a newspaper published in the district or, if no newspaper is published in the district, in a newspaper of general circulation in the area of the district.

(d) To pass all necessary ordinances, rules and regulations for the proper management and conduct of the business of the board and district and to establish by ordinance all needful rules and regulations for the government and protection of parks, boulevards and driveways and other property under its jurisdiction, and to effect the objects for which such districts are formed.

(e) To prescribe such fines and penalties for the violation of ordinances as it shall deem proper not exceeding \$1,000 for any one offense, which fines and penalties may be recovered by an action in the name of such district in the circuit court for the county in which such violation occurred. The park district may also seek in the action, in addition to or instead of fines and penalties, an order that the offender be required to make restitution for damage resulting from violations, and the court shall grant such relief where appropriate. The procedure in such actions shall be the same as that provided by law for like actions for the violation of ordinances in cities organized under the general laws of this State, and offenders may be imprisoned for non-payment of fines and costs in the same manner as in such cities. All fines when collected shall be paid into the treasury of such district.

(f) To manage and control all officers and property of such districts and to provide for joint ownership with one or more cities, villages or incorporated towns of real and personal property used for park purposes by one or more park districts. In case of joint ownership, the terms of the agreement shall be fair, just and equitable to all parties and shall be set forth in a written agreement entered into by the corporate authorities

of each participating district, city, village or incorporated town.

(g) To secure grants and loans, or either, from the United States Government, or any agency or agencies thereof, for financing the acquisition or purchase of any and all real estate, or rights therein, or for effecting any of the powers or purposes granted under this Code as its Board may deem proper.

(h) To establish fees for the use of facilities and recreational programs of the districts and to derive revenue from non-resident fees from their operations. Fees charged non-residents of such district need not be the same as fees charged to residents of the district. Charging fees or deriving revenue from the facilities and recreational programs shall not affect the right to assert or utilize any defense or immunity, common law or statutory, available to the districts or their employees.

(i) To make contracts for a term exceeding one year, but not to exceed 3 years, notwithstanding any provision of this Code to the contrary, relating to: (1) the employment of a park director, superintendent, administrator, engineer, health officer, land planner, finance director, attorney, police chief, or other officer who requires technical training or knowledge; (2) the employment of outside professional consultants such as engineers, doctors, land planners, auditors, attorneys, or other professional consultants who require technical training or knowledge; and (3) the provision of data processing equipment and services. With respect to any contract made under this subsection (i), the corporate authorities shall include in the annual appropriation ordinance for each fiscal year an appropriation of a sum of money sufficient to pay the amount which, by the terms of the contract, is to become due and payable during that fiscal year.

(j) To enter into licensing or management agreements with not-for-profit corporations organized under the laws of this State to operate park district facilities if the corporation covenants to use the facilities to provide public park or recreational programs for youth. (Source: P.A. 92-614, eff. 7-8-02.)".

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILLS ON THIRD READING

The following bills and any amendments adopted thereto were printed and laid upon the Members' desks. These bills have been examined, any amendments thereto engrossed and any errors corrected. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Colvin, HOUSE BILL 3530 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 90, Yeas; 21, Nays; 1, Answering Present.

(ROLL CALL 17)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of and Representative Mathias, HOUSE BILL 1604 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 113, Yeas; 0, Nays; 3, Answering Present.

(ROLL CALL 18)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Winters, HOUSE BILL 230 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 117, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 19)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

HOUSE BILLS ON SECOND READING

HOUSE BILL 3387. Having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Judiciary II - Criminal Law, adopted and printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 3387 as follows:
on page 5, by replacing lines 4 through 9 with the following:

"(T) A violation of Section 401 of the Illinois Controlled Substances Act if the violation involves the possession with intent to manufacture or transportation of any amount, with the intent to manufacture, an immediate precursor of methamphetamine."

Representative Rose offered the following amendment and moved its adoption:

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 3387, AS AMENDED, as follows:
in clause (c)(2)(T) of Sec. 5-5-3 of Section 5, by replacing "(T) A" with "(T) A second or subsequent".

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendments numbered 1 and 2 were ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 1489. Having been printed, was taken up and read by title a second time.

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

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 1489, on page 2, line 9, by replacing "\$10" with "\$12 \$10".

Floor Amendment No. 2 remained in the Committee on Rules.

Representative Molaro offered the following amendment and moved its adoption:

AMENDMENT NO. 3

AMENDMENT NO. 3. Amend House Bill 1489, on page 1, line 5, by replacing "Section 21-135" with "Sections 21-135 and 21-265"; and
on page 2, immediately below line 13, by inserting the following:

"(35 ILCS 200/21-265)

Sec. 21-265. Scavenger sale; persons ineligible to bid or purchase. (a) No person, except a unit of local government, shall be eligible to bid or receive a certificate of purchase at any sale under Section 21-260 unless that person has completed and delivered to the county clerk a true, accurate and complete application for certificate of purchase which shall affirm that:

(1) the person has not bid upon or applied to purchase any property at the sale for a person who is the party or agent of the party who owns the property or is responsible for the payment of the delinquent taxes;

(2) the person is not, nor is he or she the agent for, the owner or party responsible for payment of the general taxes on any property which is located in the same county in which the sale is held and which is

tax delinquent or forfeited for all or any part of each of 2 or more years, excepting any year for which a certificate of error issued under Sections 14-15, 14-20 and 14-25 is pending for adjudication; and

(3) the person, although otherwise eligible to bid, has not either directly or through an agent twice during the same sale or the immediately preceding scavenger sale under Section 21-260 failed to complete a purchase by the immediate payment of the minimum bid or the payment of the balance of a bid within the time provided by Section 21-260.

(Source: P.A. 86-949; 87-669; 88-455.)".

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendments numbered 1 and 3 were ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 710. Having been printed, was taken up and read by title a second time.

Representative Rita offered and withdrew Amendment No. 1.

There being no further amendments, the bill was advanced to the order of Third Reading.

HOUSE BILL 2607. Having been printed, was taken up and read by title a second time.

Floor Amendment No. 1 remained in the Committee on Rules.

Representative Younge offered the following amendment and moved its adoption:

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 2607 by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the State Advocacy Program for the Homeless Mentally Ill and Developmentally Disabled Act.

Section 5. Legislative findings. The General Assembly finds that a disproportionate number of people in this State are unable to secure housing for themselves and their families, and that many people are forced to live in the streets without shelter or in emergency shelters. A substantial number of the homeless population are mentally ill or developmentally disabled, and these homeless people are more readily subjected to abuse. Despite current public and private efforts, the homeless problem in this State is a critical threat to the health, safety, and welfare of many people and communities across the State. Therefore, it is in the public interest that the General Assembly take immediate and necessary action to ensure a more adequate response to the needs of homeless people, including providing the necessary funds to effectively carry out the provisions of this Act. The General Assembly also acknowledges that the complex problem of homelessness in this State is being addressed by a rapidly growing range of services from the State and local governments as well as the private sector. This creates the need for coordination and planning in the allocation of resources and in the design and implementation of new programs to serve the homeless, and the General Assembly finds that there is a need for a single entity to coordinate these efforts.

Section 10. Definitions. In this Act:

"Department" means the Department of Human Services.

"Developmentally disabled" means a person who has a developmental disability as defined in Section 1-3 of the Developmental Disability and Mental Disability Services Act.

"Homeless individual with mental illness or a developmental disability" means a person who does not have a home and has a mental illness or a developmental disability, or both, including, but not limited to, a person with a mental illness or developmental disability: (i) who is in a shelter or drop-in center for the homeless, (ii) who is being discharged from a State or private institution without a residence to go to, (iii) who has a temporary residence or no regular abode in which to live, or (iv) who has a history of chronic residential instability.

"Mentally ill" means a person who has a severe mental illness as defined in Section 2-3 of the Developmental Disability and Mental Disability Services Act.

Section 15. Advocacy position. A staff advocacy position within the Bureau of Homeless Services and Supportive Services of the Department of Human Services shall be created to do the following:

- (1) Promote and facilitate the development of community-based support systems to protect the health, safety, welfare, and human and civil rights of homeless individuals with mental illness or developmental disabilities.
- (2) Enter into agreements with local community-based support systems to carry out the provisions of Sections 20 through 30.
- (3) Implement the programs established under Sections 20 through 30.
- (4) Conduct periodic programmatic and administrative reviews of the programs created under Sections 20 through 30 to ensure the delivery of quality services.
- (5) Serve as an advocate for homeless individuals with other governmental and community service providers.
- (6) Assist in the development of financial and human resources to respond to the needs of homeless individuals with mental illness or developmental disabilities.

Section 20. Community-based support systems.

(a) The Department shall initiate requests for proposals or continued funding forms for the establishment or expansion of nonprofit agencies and organizations that will be responsible for developing or coordinating comprehensive and integrated community-based support systems for homeless individuals with mental illness or developmental disabilities.

(b) Through community-based providers, the Department shall take appropriate steps to encourage homeless persons to use these services and shall provide information on services available to them.

Section 25. Community service agreements.

(a) Through agreements with community-based providers and based on available funding, the following components may be addressed within the service system for homeless individuals with mental illness or developmental disabilities:

- (1) Community needs assessment and resource development.
 - (2) Case management, including case review, tracking, service evaluation, and networking.
 - (3) Training and staff development.
 - (4) Consultation with and technical assistance for providers of shelters.
 - (5) Outreach services that are available at times and in places where homeless individuals with mental illness or developmental disabilities can be located, such as overnight shelters.
 - (6) Emergency and crisis intervention services, including the availability of shelter facilities.
- (b) Each service area, local board, or local service system must do the following:
- (1) Assist in maintaining sources of income, food, clothing, health care, counseling, training, and employment, and in maintaining a stable living environment within the community when possible.
 - (2) Develop individualized service plans for homeless persons that may include, but need not be limited to, the following:
 - (A) Personal assistance in securing and maintaining housing, food, and clothing arrangements.
 - (B) Crisis intervention services focusing on finding appropriate alternatives to acute inpatient hospital care.
 - (C) Assistance in securing and maintaining income and health care benefits.
 - (D) Social and vocational skill development activities as determined by the client's needs, interests, and abilities.
 - (E) Money management assistance or representative payeeship.
 - (F) Other self-help skills.
 - (G) Other counseling and referral and legal and administrative proceeding services as needed.

Section 30. Refusal of services. The Department shall explore the provisions of the Mental Health and Developmental Disabilities Code in relation to homeless individuals with mental illness or developmental disabilities who refuse services for themselves.

Section 35. Grants-in-aid. The Department shall make grants-in-aid to entities recognized under Section 20 based on appropriations to provide services pursuant to Sections 20 through 30. The Department shall establish and publish criteria in requests for proposals for determining eligible services and the amount of grants-in-aid so that all interested individuals, agencies, associations, and other entities may have access to that information.

Section 90. The Illinois Housing Development Act is amended by changing Section 10 as follows:

(20 ILCS 3805/10) (from Ch. 67 1/2, par. 310)

Sec. 10. Prior to making a loan commitment for a development under this Act, the Authority shall approve a tenant selection plan submitted by the applicant for the loan. The Authority shall formulate regulations from time to time setting forth the criteria for tenant selection plans. These criteria shall include income limits, which may vary with the size and circumstances of the family unit of tenants. The income limits shall be sufficiently flexible to avoid undue economic homogeneity among the tenants of a development. The Authority may formulate regulations from time to time for the alteration of occupancies of tenants who exceed established income limits. The tenant selection plan shall specify how many units in the development shall be held available for rentals to persons of low or moderate income, as defined in this Act, and for rental to homeless individuals with mental illness or a developmental disability, as defined in the State Advocacy Program for the Homeless Mentally Ill and Developmentally Disabled Act.

In determining the number of units which shall be so held available for rental to persons of low or moderate income and for rental to homeless individuals with mental illness or a developmental disability, as defined in the State Advocacy Program for the Homeless Mentally Ill and Developmentally Disabled Act, the Authority shall require that the number of dwelling units so held reserved for them in each development shall not be less than the number required by applicable federal and State law.

In connection with any mortgage loan for a development, the Authority may enter into an agreement with the owner of the development as a part of the loan providing that as long as the loan remains outstanding or such longer period as is set forth in the agreement, the development shall be held available for such rentals. Any such agreement shall, upon being recorded in the manner provided for recording of deeds or registered in the manner specified for registration of titles, be binding upon any subsequent owners of the development as provided by its terms. (Source: P.A. 87-250.)".

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILLS ON THIRD READING

The following bills and any amendments adopted thereto were printed and laid upon the Members' desks. These bills have been examined, any amendments thereto engrossed and any errors corrected. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Millner, HOUSE BILL 2229 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 117, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 20)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Lang, HOUSE BILL 2319 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 117, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 21)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Franks, HOUSE BILL 237 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

113, Yeas; 4, Nays; 0, Answering Present.
(ROLL CALL 22)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Hoffman, HOUSE BILL 2784 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 70, Yeas; 47, Nays; 0, Answering Present.
(ROLL CALL 23)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

HOUSE BILLS ON SECOND READING

Having been printed, the following bill was taken up, read by title a second time and held on the order of Second Reading: HOUSE BILL 3625.

HOUSE BILL 3452. Having been recalled on March 25, 2003, and held on the order of Second Reading, the same was again taken up.

Representative McGuire offered the following amendment and moved its adoption.

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 3452 on page 1, by replacing line 26 with the following:
"Section 10. Definitions. In this Act:

"Information transaction line" means a telephone line that meets all of the following criteria:

- (1) The line is used by a State agency.
- (2) The line allows a caller to access his or her account or accounts and related information using a touch-tone telephone.
- (3) The line delivers or captures, or both delivers and captures, information from callers and operates 24 hours per day, 7 days per week using a computer-generated voice response.
- (4) The line allows a caller to self-select the information he or she desires by choosing an appropriate menu option from a list presented by a computer-generated voice.
- (5) The line allows data to be captured by permitting a caller to enter basic information, such as the number of hours worked, using his or her telephone dial pad as automated input into the system.

"State agency"; and

on page 2, line 7, after the period, by inserting the following:

"This Section does not apply to an information transaction line."

The motion prevailed and the amendment was adopted and ordered printed.

Floor Amendment No. 2 remained in the Committee on Rules.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was held on the order of Second Reading.

Having been printed, the following bill was taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILL 3218.

HOUSE BILL 2839. Having been printed, was taken up and read by title a second time.

Representative Mathias offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2839 by replacing everything after the enacting clause with the following:

“Section 5. The Illinois Underground Utility Facilities Damage Prevention Act is amended by changing Sections 4, 7, and 10 as follows:

(220 ILCS 50/4) (from Ch. 111 2/3, par. 1604)

Sec. 4. Required activities. Every person who engages in nonemergency excavation or demolition shall:

Section 99. take reasonable action to inform himself of the location of any underground utility facilities or CATS facilities in and near the area for which such operation is to be conducted;

Section 99. plan the excavation or demolition to avoid or minimize interference with underground utility facilities or CATS facilities within the tolerance zone by utilizing such precautions that include, but are not limited to, hand excavation, vacuum excavation methods, and visually inspecting the excavation while in progress until clear of the existing marked facility;

Section 99. if practical, use white paint, flags, stakes, or both, to outline the dig site;

Section 99. provide notice not ~~more than 14 days~~ ~~nor~~ less than 48 hours (exclusive of Saturdays, Sundays and holidays) but no more than 14 calendar days in advance of the start of the excavation or demolition to the owners or operators of the underground utility facilities or CATS facilities in and near the excavation or demolition area through the State-Wide One-Call Notice System or, in the case of nonemergency excavation or demolition within the boundaries of a municipality of at least one million persons which operates its own one-call notice system, through the one-call notice system which operates in that municipality;

Section 99. provide, during and following excavation or demolition, such support for existing underground utility facilities or CATS facilities in and near the excavation or demolition area as may be reasonably necessary for the protection of such facilities unless otherwise agreed to by the owner or operator of the underground facility or CATS facility; ~~and~~

Section 99. backfill all excavations in such manner and with such materials as may be reasonably necessary for the protection of existing underground utility facilities or CATS facilities in and near the excavation or demolition area; ~~and-~~

Section 99. After February 29, 2004, when the excavation or demolition project will extend past 28 calendar days from the date of the original notice provided under clause (d), the excavator shall provide a subsequent notice to the owners or operators of the underground utility facilities or CATS facilities in and near the excavation or demolition area through the State-Wide One-Call Notice System, informing utility owners and operators that additional time to complete the excavation or demolition project will be required. The notice will provide the excavator with an additional 28 calendar days from the date of the subsequent notification to continue or complete the excavation or demolition project.

At a minimum, the notice required under clause (d) shall provide:

(1) the person’s name, address, and (i) phone number at which a person can be reached and (ii) fax number;

(2) the start date of the planned excavation or demolition;

(3) the address at which the excavation or demolition will take place;

(4) the type and extent of the work involved; and

(5) section/quarter sections when the above information does not allow the State-Wide One-Call Notice System to determine the appropriate geographic section/quarter sections. This item (5) does not apply to residential property owners.

Nothing in this Section prohibits the use of any method of excavation if conducted in a manner that would avoid interference with underground utility facilities or CATS facilities. (Source: P.A. 92-179, eff. 7-1-02.)

(220 ILCS 50/7) (from Ch. 111 2/3, par. 1607)

Sec. 7. Damage or dislocation. In the event of any damage to or dislocation of any underground utility facilities or CATS facilities in connection with any excavation or demolition, emergency or nonemergency, the person responsible for the excavation or demolition operations shall immediately notify the affected utility and the State-Wide One-Call Notice System. Owners and operators of underground utility facilities

that are damaged and the excavator involved shall work in a cooperative and expeditious manner to repair the affected utility. (Source: P.A. 92-179, eff. 7-1-02.)

(220 ILCS 50/10) (from Ch. 111 2/3, par. 1610)

Sec. 10. Record of notice; marking of facilities. Upon notice by the person engaged in excavation or demolition, the person owning or operating underground utility facilities or CATS facilities in or near the excavation or demolition area shall cause a written record to be made of the notice and shall mark, within 48 hours (excluding Saturdays, Sundays and holidays) of receipt of notice, the approximate locations of such facilities so as to enable the person excavating or demolishing to establish the location of the underground utility facilities or CATS facilities. Owners and operators of underground sewer facilities shall be required to respond and mark the approximate location of their sewer facilities when the excavator indicates, in the notice required in Section 4, that the excavation or demolition project will exceed a depth of 7 feet. "Depth", in this case, is defined as the distance measured vertically from the surface of the ground to the top of the sewer facility. Owners and operators of underground sewer facilities shall be required at all times to locate the approximate location of their sewer facilities when: (1) directional boring is the indicated type of excavation work being performed within the notice; (2) the underground sewer facilities owned are non-gravity, pressurized force mains; or (3) the excavation indicated will occur in the immediate proximity of known underground sewer facilities that are less than 7 feet deep. Owners or operators of underground sewer facilities shall not hold an excavator liable for damages that occur to sewer facilities that were not required to be marked under this Section, provided that prompt notice of the damage is made to the State-Wide One Call Notice System and the utility owner as required in Section 7.

All persons subject to the requirements of this Act shall plan and conduct their work consistent with reasonable business practices. Conditions may exist making it unreasonable to request that locations be marked within 48 hours. It is unreasonable to request owners and operators of underground utility facilities and CATS facilities to locate all of their facilities in an affected area upon short notice in advance of a large or extensive nonemergency project, or to request extensive locates in excess of a reasonable excavation or demolition work schedule, or to request locates under conditions where a repeat request is likely to be made because of the passage of time or adverse job conditions. Owners and operators of underground utility facilities and CATS facilities must reasonably anticipate seasonal fluctuations in the number of locate requests and staff accordingly.

If a person owning or operating underground utility facilities or CATS facilities receives a notice under this Section but does not own or operate any underground utility facilities or CATS facilities within the proposed excavation or demolition area described in the notice, that person, within 48 hours (excluding Saturdays, Sundays, and holidays) after receipt of the notice, shall so notify the person engaged in excavation or demolition who initiated the notice, unless the person who initiated the notice expressly waives the right to be notified that no facilities are located within the excavation or demolition area. The notification by the owner or operator of underground utility facilities or CATS facilities to the person engaged in excavation or demolition may be provided in any reasonable manner including, but not limited to, notification in any one of the following ways: by face-to-face communication; by phone or phone message; by facsimile; by posting in the excavation or demolition area; or by marking the excavation or demolition area. The owner or operator of those facilities has discharged the owner's or operator's obligation to provide notice under this Section if the owner or operator attempts to provide notice by telephone or by facsimile, if the person has supplied a facsimile number, but is unable to do so because the person engaged in the excavation or demolition does not answer his or her telephone or does not have an answering machine or answering service to receive the telephone call or does not have a facsimile machine in operation to receive the facsimile transmission. If the owner or operator attempts to provide notice by telephone or by facsimile but receives a busy signal, that attempt shall not serve to discharge the owner or operator of the obligation to provide notice under this Section.

A person engaged in excavation or demolition may expressly waive the right to notification from the owner or operator of underground utility facilities or CATS facilities that the owner or operator has no facilities located in the proposed excavation or demolition area. Waiver of notice is only permissible in the case of regular or nonemergency locate requests. The waiver must be made at the time of the notice to the State-Wide One-Call Notice System. A waiver made under this Section is not admissible as evidence in any criminal or civil action that may arise out of, or is in any way related to, the excavation or demolition that is the subject of the waiver.

For the purposes of this Act, underground facility operators may utilize a combination of flags, stakes, and paint when possible on non-paved surfaces and when dig site and seasonal conditions warrant. If the approximate location of an underground utility facility or CATS facility is marked with stakes or other

physical means, the following color coding shall be employed:

Utility or Community Antenna Television Systems and Type of Product	Identification Color
Electric Power, Distribution and Transmission.....	Safety Red
Municipal Electric Systems.....	Safety Red
Gas Distribution and Transmission.....	High Visibility Safety Yellow
Oil Distribution and Transmission.....	High Visibility Safety Yellow
Telephone and Telegraph Systems.....	Safety Alert Orange
Community Antenna Television Systems.....	Safety Alert Orange
Water Systems.....	Safety Precaution Blue
Sewer Systems.....	Safety Green
Non-potable Water and Slurry Lines.....	Safety Purple
Temporary Survey.....	Safety Pink
Proposed Excavation.....	Safety White (<u>Black</u> <u>when snow is</u> <u>on the ground</u>)

(Source: P.A. 92-179, eff. 7-1-02.)

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

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

Having been printed, the following bill was taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILL 2605.

HOUSE BILL 2481. Having been printed, was taken up and read by title a second time. Representative Reitz offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2481 on page 1, by inserting after line 3 the following:
 “Section 3. The Secretary of State Act is amended by adding Section 20 as follows:
 (15 ILCS 305/20 new)

Sec. 20. Security guard shields. The Secretary may issue shields or other distinctive identification to his or her security guards, wherever located in the State, if the Secretary determines that a shield or distinctive identification is needed by the security guard to carry out his or her responsibilities.”; and on page 1, by replacing lines 16 and 17 with the following:
 “distinctive identification to employees performing security or regulatory duties who are not peace officers if the Director determines that a”.

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 134. Having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Transportation & Motor Vehicles, adopted and printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 134 by replacing everything after the enacting clause with the following:

“Section 5. The State Finance Act is amended by adding Sections 5.595 and 6z-59 as follows:
 (30 ILCS 105/5.595 new)

Sec. 5.595. The Safe Student Driver Initiative Fund.
 (30 ILCS 105/6z-59 new)

Sec. 6z-59. The Safe Student Driver Initiative Fund. The Safe Student Driver Initiative Fund is created as a special fund in the State treasury. Subject to appropriation by the General Assembly and approval by the Secretary of State, the Secretary of State shall use all moneys in the Safe Student Driver Initiative Fund to cover all costs associated with the manufacture, distribution, and administration of the Student Driver signs and any other costs associated with the Graduated Licensing Program.

Section 10. The Illinois Vehicle Code is amended by changing Sections 6-107.1 and 6-118 as follows:
 (625 ILCS 5/6-107.1)

Sec. 6-107.1. Instruction permit for a minor. (a) The Secretary of State, upon receiving proper application and payment of the required fee, may issue an instruction permit to any person under the age of 18 years who is not ineligible for a license under paragraphs 1, 3, 4, 5, 7, or 8 of Section 6-103, after the applicant has successfully passed such examination as the Secretary of State in his discretion may prescribe.

(1) An instruction permit issued under this Section shall be valid for a period of 24 months after the date of its issuance and shall be restricted, by the Secretary of State, to the operation of a motor vehicle by the minor only when accompanied by the adult instructor of a driver education program during enrollment in the program or when practicing with a parent, legal guardian, family member, or a person in loco parentis who is 21 years of age or more, has a license classification to operate such vehicle and at least one year of driving experience, and who is occupying a seat beside the driver.

(2) A 24 month instruction permit for a motor driven cycle may be issued to a person 16 or 17 years of age and entitles the holder to drive upon the highways during daylight under direct supervision of a licensed motor driven cycle operator or motorcycle operator 21 years of age or older who has a license classification to operate such motor driven cycle or motorcycle and at least one year of driving

experience.

(3) A 24 month instruction permit for a motorcycle other than a motor driven cycle may be issued to a person 16 or 17 years of age in accordance with the provisions of paragraph 2 of Section 6-103 and entitles a holder to drive upon the highways during daylight under the direct supervision of a licensed motorcycle operator 21 years of age or older who has at least one year of driving experience.

(4) When issuing an instruction permit under paragraph (1) of this subsection (a), the Secretary of State may, subject to appropriation, also make available to the applicant a sign with the words "Student Driver" printed on it. The Secretary shall adopt rules for implementing this paragraph (4).

(a-1) The sign issued under this Section may be displayed on the rear of a vehicle in a clearly visible location whenever the holder of the instruction permit is driving the vehicle.

Section 99. An instruction permit issued under this Section when issued to a person under the age of 17 years shall, as a matter of law, be invalid for the operation of any motor vehicle during the same time the child is prohibited from being on any street or highway under the provisions of the Child Curfew Act.

Section 99. Any person under the age of 16 years who possesses an instruction permit and whose driving privileges have been suspended or revoked under the provisions of this Code shall not be granted a Family Financial Responsibility Driving Permit or a Restricted Driving Permit. (Source: P.A. 90-369, eff. 1-1-98.)

(625 ILCS 5/6-118) (from Ch. 95 1/2, par. 6-118)

Sec. 6-118. Fees. (a) The fee for licenses and permits under this Article is as follows:

Original driver's license.....	\$10
Original or renewal driver's license issued to 18, 19 and 20 year olds.....	5
All driver's licenses for persons age 69 through age 80.....	5
All driver's licenses for persons age 81 through age 86.....	2
All driver's licenses for persons age 87 or older.....	0
Renewal driver's license (except for applicants ages 18, 19 and 20 or age 69 and older).....	10
Original instruction permit issued to persons (except those age 69 and older) who do not hold or have not previously held an Illinois instruction permit or driver's license.....	20
Instruction permit issued to any person holding an Illinois driver's license who wishes a change in classifications, other than at the time of renewal.....	5
Any instruction permit issued to a person age 69 and older.....	5
Instruction permit issued to any person, under age 69, not currently holding a valid Illinois driver's license or instruction permit but who has previously been issued either document in Illinois.....	10
Restricted driving permit.....	8
Duplicate or corrected driver's license or permit.....	5
Duplicate or corrected restricted driving permit.....	5
Original or renewal M or L endorsement.....	5

SPECIAL FEES FOR COMMERCIAL DRIVER'S LICENSE

The fees for commercial driver licenses and permits under Article V shall be as follows:

Commercial driver’s license:
 \$6 for the CDLIS/AAMVAnet Fund
 (Commercial Driver’s License Information
 System/American Association of Motor Vehicle
 Administrators network Trust Fund);
 \$20 for the Motor Carrier Safety Inspection Fund;
 \$10 for the driver’s license;
 and \$24 for the CDL:.....\$60

Renewal commercial driver’s license:
 \$6 for the CDLIS/AAMVAnet Trust Fund;
 \$20 for the Motor Carrier Safety Inspection Fund;
 \$10 for the driver’s license; and
 \$24 for the CDL:.....\$60

Commercial driver instruction permit
 issued to any person holding a valid
 Illinois driver’s license for the
 purpose of changing to a
 CDL classification: \$6 for the
 CDLIS/AAMVAnet Trust Fund;
 \$20 for the Motor Carrier
 Safety Inspection Fund; and
 \$24 for the CDL classification.....\$50

Commercial driver instruction permit
 issued to any person holding a valid
 Illinois CDL for the purpose of
 making a change in a classification,
 endorsement or restriction.....\$5

CDL duplicate or corrected license.....\$5

In order to ensure the proper implementation of the Uniform Commercial Driver License Act, Article V of this Chapter, the Secretary of State is empowered to pro-rate the \$24 fee for the commercial driver’s license proportionate to the expiration date of the applicant’s Illinois driver’s license.

The fee for any duplicate license or permit shall be waived for any person age 60 or older who presents the Secretary of State’s office with a police report showing that his license or permit was stolen.

No additional fee shall be charged for a driver’s license, or for a commercial driver’s license, when issued to the holder of an instruction permit for the same classification or type of license who becomes eligible for such license.

Section 99. Any person whose license or privilege to operate a motor vehicle in this State has been suspended or revoked under any provision of Chapter 6, Chapter 11, or Section 7-702 of the Family Financial Responsibility Law of this Code, shall in addition to any other fees required by this Code, pay a reinstatement fee as follows:

Summary suspension under Section 11-501.1.....\$60 Other suspension\$30
 Revocation.....\$60

However, any person whose license or privilege to operate a motor vehicle in this State has been suspended or revoked for a second or subsequent time for a violation of Section 11-501 or 11-501.1 of this Code or a similar provision of a local ordinance or a similar out-of-state offense or Section 9-3 of the Criminal Code of 1961 and each suspension or revocation was for a violation of Section 11-501 or 11-501.1 of this Code or a similar provision of a local ordinance or a similar out-of-state offense or Section 9-3 of the Criminal Code of 1961 shall pay, in addition to any other fees required by this Code, a reinstatement fee as follows:

Summary suspension under Section 11-501.1.....\$250
 Revocation.....\$250

Section 99. All fees collected under the provisions of this Chapter 6 shall be paid into the Road Fund in the State Treasury except as follows:

1. The following amounts shall be paid into the Driver Education Fund:
 - (A) \$16 of the \$20 fee for an original driver’s instruction permit;
 - (B) \$5 of the \$10 fee for an original driver’s license;
 - © \$5 of the \$10 fee for a 4 year renewal driver’s license; and

(D) \$4 of the \$8 fee for a restricted driving permit.

2. \$30 of the \$60 fee for reinstatement of a license summarily suspended under Section 11-501.1 shall be deposited into the Drunk and Drugged Driving Prevention Fund. However, for a person whose license or privilege to operate a motor vehicle in this State has been suspended or revoked for a second or subsequent time for a violation of Section 11-501 or 11-501.1 of this Code or Section 9-3 of the Criminal Code of 1961, \$190 of the \$250 fee for reinstatement of a license summarily suspended under Section 11-501.1, and \$190 of the \$250 fee for reinstatement of a revoked license shall be deposited into the Drunk and Drugged Driving Prevention Fund.

3. \$6 of such original or renewal fee for a commercial driver's license and \$6 of the commercial driver instruction permit fee when such permit is issued to any person holding a valid Illinois driver's license, shall be paid into the CDLIS/AAMVAnet Trust Fund.

4. The fee for reinstatement of a license suspended under the Family Financial Responsibility Law shall be paid into the Family Responsibility Fund.

5. The \$5 fee for each original or renewal M or L endorsement shall be deposited into the Cycle Rider Safety Training Fund.

6. \$20 of any original or renewal fee for a commercial driver's license or commercial driver instruction permit shall be paid into the Motor Carrier Safety Inspection Fund.

7. \$1 of the \$21 fee for an original instruction permit shall be paid into the Safe Student Driver Initiative Fund.

(Source: P.A. 91-357, eff. 7-29-99; 91-537, eff. 8-13-99; 92-458, eff. 8-22-01.)”.

Floor Amendment No. 2 remained in the Committee on Rules.

Representative Lindner offered the following amendment and moved its adoption:

AMENDMENT NO. 3

AMENDMENT NO. 3. Amend House Bill 134, AS AMENDED, by replacing everything after the enacting clause with the following:

“Section 5. The State Finance Act is amended by adding Sections 5.595 and 6z-59 as follows:

(30 ILCS 105/5.595 new)

Sec. 5.595. The Safe Student Driver Initiative Fund.

(30 ILCS 105/6z-59 new)

Sec. 6z-59. The Safe Student Driver Initiative Fund. The Safe Student Driver Initiative Fund is created as a special fund in the State treasury. Subject to appropriation by the General Assembly and approval by the Secretary of State, the Secretary of State shall use all moneys in the Safe Student Driver Initiative Fund to cover all costs associated with the manufacture, distribution, and administration of the Student Driver signs and any other costs associated with the Graduated Licensing Program.

Section 10. The Illinois Vehicle Code is amended by changing Sections 6-107.1 and 6-118 as follows:
(625 ILCS 5/6-107.1)

Sec. 6-107.1. Instruction permit for a minor. (a) The Secretary of State, upon receiving proper application and payment of the required fee, may issue an instruction permit to any person under the age of 18 years who is not ineligible for a license under paragraphs 1, 3, 4, 5, 7, or 8 of Section 6-103, after the applicant has successfully passed such examination as the Secretary of State in his discretion may prescribe.

(1) An instruction permit issued under this Section shall be valid for a period of 24 months after the date of its issuance and shall be restricted, by the Secretary of State, to the operation of a motor vehicle by the minor only when accompanied by the adult instructor of a driver education program during enrollment in the program or when practicing with a parent, legal guardian, family member, or a person in loco parentis who is 21 years of age or more, has a license classification to operate such vehicle and at least one year of driving experience, and who is occupying a seat beside the driver.

(2) A 24 month instruction permit for a motor driven cycle may be issued to a person 16 or 17 years of age and entitles the holder to drive upon the highways during daylight under direct supervision of a licensed motor driven cycle operator or motorcycle operator 21 years of age or older who has a license classification to operate such motor driven cycle or motorcycle and at least one year of driving experience.

(3) A 24 month instruction permit for a motorcycle other than a motor driven cycle may be issued to a person 16 or 17 years of age in accordance with the provisions of paragraph 2 of Section 6-103 and

entitles a holder to drive upon the highways during daylight under the direct supervision of a licensed motorcycle operator 21 years of age or older who has at least one year of driving experience.

(4) When issuing an instruction permit under paragraph (1) of this subsection (a) for a vehicle other than a motorcycle, the Secretary of State may, subject to appropriation, also make available to the applicant a sign with the words "Student Driver" printed on it. The Secretary shall adopt rules for implementing this paragraph (4).

(a-1) The sign issued under this Section may be displayed on the rear of a vehicle other than a motorcycle in a clearly visible location whenever the holder of the instruction permit is driving the vehicle.

Section 99. An instruction permit issued under this Section when issued to a person under the age of 17 years shall, as a matter of law, be invalid for the operation of any motor vehicle during the same time the child is prohibited from being on any street or highway under the provisions of the Child Curfew Act.

Section 99. Any person under the age of 16 years who possesses an instruction permit and whose driving privileges have been suspended or revoked under the provisions of this Code shall not be granted a Family Financial Responsibility Driving Permit or a Restricted Driving Permit. (Source: P.A. 90-369, eff. 1-1-98.)

(625 ILCS 5/6-118) (from Ch. 95 1/2, par. 6-118)

Sec. 6-118. Fees. (a) The fee for licenses and permits under this Article is as follows:

Original driver's license.....	\$10
Original or renewal driver's license issued to 18, 19 and 20 year olds.....	5
All driver's licenses for persons age 69 through age 80.....	5
All driver's licenses for persons age 81 through age 86.....	2
All driver's licenses for persons age 87 or older.....	0
Renewal driver's license (except for applicants ages 18, 19 and 20 or age 69 and older).....	10
Original instruction permit issued to persons (except those age 69 and older) who do not hold or have not previously held an Illinois instruction permit or driver's license.....	21 20
Instruction permit issued to any person holding an Illinois driver's license who wishes a change in classifications, other than at the time of renewal.....	5
Any instruction permit issued to a person age 69 and older.....	5
Instruction permit issued to any person, under age 69, not currently holding a valid Illinois driver's license or instruction permit but who has previously been issued either document in Illinois.....	10
Restricted driving permit.....	8
Duplicate or corrected driver's license or permit.....	5
Duplicate or corrected restricted driving permit.....	5
Original or renewal M or L endorsement.....	5

SPECIAL FEES FOR COMMERCIAL DRIVER'S LICENSE

The fees for commercial driver licenses and permits under Article V shall be as follows:

- Commercial driver's license:
- \$6 for the CDLIS/AAMVAnet Fund

(Commercial Driver’s License Information System/American Association of Motor Vehicle Administrators network Trust Fund);
 \$20 for the Motor Carrier Safety Inspection Fund;
 \$10 for the driver’s license;
 and \$24 for the CDL:.....\$60

Renewal commercial driver’s license:
 \$6 for the CDLIS/AAMVAnet Trust Fund;
 \$20 for the Motor Carrier Safety Inspection Fund;
 \$10 for the driver’s license; and
 \$24 for the CDL:.....\$60

Commercial driver instruction permit issued to any person holding a valid Illinois driver’s license for the purpose of changing to a CDL classification: \$6 for the CDLIS/AAMVAnet Trust Fund; \$20 for the Motor Carrier Safety Inspection Fund; and \$24 for the CDL classification.....\$50

Commercial driver instruction permit issued to any person holding a valid Illinois CDL for the purpose of making a change in a classification, endorsement or restriction.....\$5

CDL duplicate or corrected license.....\$5

In order to ensure the proper implementation of the Uniform Commercial Driver License Act, Article V of this Chapter, the Secretary of State is empowered to pro-rate the \$24 fee for the commercial driver’s license proportionate to the expiration date of the applicant’s Illinois driver’s license.

The fee for any duplicate license or permit shall be waived for any person age 60 or older who presents the Secretary of State’s office with a police report showing that his license or permit was stolen.

No additional fee shall be charged for a driver’s license, or for a commercial driver’s license, when issued to the holder of an instruction permit for the same classification or type of license who becomes eligible for such license.

Section 99. Any person whose license or privilege to operate a motor vehicle in this State has been suspended or revoked under any provision of Chapter 6, Chapter 11, or Section 7-702 of the Family Financial Responsibility Law of this Code, shall in addition to any other fees required by this Code, pay a reinstatement fee as follows:

Summary suspension under Section 11-501.1.....\$60 Other suspension\$30
 Revocation.....\$60

However, any person whose license or privilege to operate a motor vehicle in this State has been suspended or revoked for a second or subsequent time for a violation of Section 11-501 or 11-501.1 of this Code or a similar provision of a local ordinance or a similar out-of-state offense or Section 9-3 of the Criminal Code of 1961 and each suspension or revocation was for a violation of Section 11-501 or 11-501.1 of this Code or a similar provision of a local ordinance or a similar out-of-state offense or Section 9-3 of the Criminal Code of 1961 shall pay, in addition to any other fees required by this Code, a reinstatement fee as follows:

Summary suspension under Section 11-501.1.....\$250
 Revocation.....\$250

Section 99. All fees collected under the provisions of this Chapter 6 shall be paid into the Road Fund in the State Treasury except as follows:

1. The following amounts shall be paid into the Driver Education Fund:
 - (A) \$16 of the \$20 fee for an original driver’s instruction permit;
 - (B) \$5 of the \$10 fee for an original driver’s license;
 - © \$5 of the \$10 fee for a 4 year renewal driver’s license; and
 - (D) \$4 of the \$8 fee for a restricted driving permit.
2. \$30 of the \$60 fee for reinstatement of a license summarily suspended under Section 11-501.1

shall be deposited into the Drunk and Drugged Driving Prevention Fund. However, for a person whose license or privilege to operate a motor vehicle in this State has been suspended or revoked for a second or subsequent time for a violation of Section 11-501 or 11-501.1 of this Code or Section 9-3 of the Criminal Code of 1961, \$190 of the \$250 fee for reinstatement of a license summarily suspended under Section 11-501.1, and \$190 of the \$250 fee for reinstatement of a revoked license shall be deposited into the Drunk and Drugged Driving Prevention Fund.

3. \$6 of such original or renewal fee for a commercial driver's license and \$6 of the commercial driver instruction permit fee when such permit is issued to any person holding a valid Illinois driver's license, shall be paid into the CDLIS/AAMVAnet Trust Fund.

4. The fee for reinstatement of a license suspended under the Family Financial Responsibility Law shall be paid into the Family Responsibility Fund.

5. The \$5 fee for each original or renewal M or L endorsement shall be deposited into the Cycle Rider Safety Training Fund.

6. \$20 of any original or renewal fee for a commercial driver's license or commercial driver instruction permit shall be paid into the Motor Carrier Safety Inspection Fund.

7. \$1 of the \$21 fee for an original instruction permit shall be paid into the Safe Student Driver Initiative Fund.

(Source: P.A. 91-357, eff. 7-29-99; 91-537, eff. 8-13-99; 92-458, eff. 8-22-01.)”

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 3 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 416. Having been recalled on March 27, 2003, and held on the order of Second Reading, the same was again taken up.

The following amendment was offered in the Committee on Judiciary II – Criminal Law, adopted and printed.

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 416 as follows:

by replacing everything after the enacting clause with the following:

“Section 5. The Code of Criminal Procedure of 1963 is amended by adding Article 107A as follows:

(725 ILCS 5/Art. 107A heading new) ARTICLE 107A. PILOT STUDY ON SEQUENTIAL LINEUP PROCEDURES

(725 ILCS 5/107A-5 new)

Sec. 107A-5. Legislative intent. Whereas the goal of a police investigation is to apprehend the person or persons responsible for committing a crime, and whereas studies have shown that the sequential method for photo and live lineups increases the accuracy of positive identifications, it is useful to conduct a pilot study in the field on the effectiveness of the sequential method for lineup procedures.

(725 ILCS 5/107A-10 new)

Sec. 107A-10. Establishment of pilot jurisdictions. The Department of State Police shall select 3 police departments to participate in a one-year pilot study on the effectiveness of the sequential lineup method for photo and live lineup procedures. One such pilot jurisdiction shall be a police district within a police department in a municipality whose population is at least 500,000 residents; one such pilot jurisdiction shall be a police department in a municipality whose population is at least 100,000 but less than 500,000; and one such pilot jurisdiction shall be a police department in a municipality whose population is less than 100,000. All such pilot jurisdictions shall be selected no later than January 1, 2004.

(725 ILCS 5/107A-15 new)

Sec. 107A-15. Sequential lineup procedures in pilot jurisdictions.

Section 99. For any offense alleged to have been committed in a pilot jurisdiction on or after January 1, 2004, the lineup identification procedure shall be presented in the sequential method in which a witness is shown lineup participants one at a time, using the following procedures:

(1) The witness shall be requested to state whether the individual shown is the perpetrator of the crime prior to viewing the next lineup participant. Only one member of the lineup shall be a suspect and the remainder shall be “fillers” who are not suspects but fit the general description of the suspect;

(2) The lineup administrator shall be someone who is not aware of which member of the lineup is the suspect in the case; and

(3) Prior to presenting the lineup using the sequential method the lineup administrator shall:

(i) Inform the witness that the perpetrator may or may not be among those shown, and the witness should not feel compelled to make an identification;

(ii) Inform the witness that he or she will view individuals one at a time and will be requested to state whether the individual shown is the perpetrator of the crime, prior to viewing the next lineup participant; and

(iii) Ask the witness to state in his or her own words how sure he or she is that the person identified is the actual suspect, and make the witness's words part of the record.

© This Section applies to any live lineups that are composed and presented at a police station and to all photo lineups regardless of where presented; provided that this Section does not apply in police investigations in which a spontaneous identification is possible and no lineup procedure is being used.

(d) This Section does not affect the right to counsel afforded by the U.S. or Illinois Constitutions or State law at any stage of a criminal proceeding.

(725 ILCS 5/107A-20 new)

Sec. 107A-20. Training. The Department of State Police shall offer training to police officers and any other appropriate personnel on the sequential method of conducting lineup procedures in the pilot jurisdictions and the requirements of this Section. The Department of State Police may seek funding for training from the Illinois Criminal Justice Information Authority and the Illinois Law Enforcement Training Standards Board if necessary.

(725 ILCS 5/107A-25 new)

Sec. 107A-25. Report on the pilot study. The Department of State Police shall gather information from each of the police departments selected as a pilot jurisdiction with respect to the effectiveness of the sequential method for lineup procedures and shall file a report of its findings with the Governor and the General Assembly no later than April 1, 2005.

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

Floor Amendments numbered 2, 3 and 4 remained in the Committee on Rules.

Representative Collins offered the following amendment and moved its adoption.

AMENDMENT NO. 5

AMENDMENT NO. 5. Amend House Bill 416, AS AMENDED, by replacing the title with the following:

“AN ACT in relation to minors.”; and

by replacing everything after the enacting clause with the following:

“Section 5. The Juvenile Court Act of 1987 is amended by changing Sections 5-130 and 5-407 as follows:

(705 ILCS 405/5-130)

Sec. 5-130. Excluded jurisdiction. (1) (a) The definition of delinquent minor under Section 5-120 of this Article shall not apply to any minor who at the time of an offense was at least 15 years of age and who is charged with first degree murder, aggravated criminal sexual assault, ~~or aggravated battery with a firearm committed in a school, on the real property comprising a school, within 1,000 feet of the real property comprising a school, at a school related activity, or on, boarding, or departing from any conveyance owned, leased, or contracted by a school or school district to transport students to or from school or a school related activity regardless of the time of day or time of year that the offense was committed, armed robbery when the armed robbery was committed with a firearm, or aggravated vehicular hijacking when the hijacking was committed with a firearm.~~

These charges and all other charges arising out of the same incident shall be prosecuted under the criminal laws of this State.

For purposes of this paragraph (a) of subsection (1):

“School” means a public or private elementary or secondary school, community college, college, or university.

“School related activity” means any sporting, social, academic or other activity for which students’ attendance or participation is sponsored, organized, or funded in whole or in part by a school or school district.

(b) (i) If before trial or plea an information or indictment is filed that does not charge an offense specified in paragraph (a) of this subsection (1) the State's Attorney may proceed on any lesser charge or charges, but only in Juvenile Court under the provisions of this Article. The State's Attorney may proceed under the Criminal Code of 1961 on a lesser charge if before trial the minor defendant knowingly and with advice of counsel waives, in writing, his or her right to have the matter proceed in Juvenile Court.

Section 99. If before trial or plea an information or indictment is filed that includes one or more charges specified in paragraph (a) of this subsection (1) and additional charges that are not specified in that paragraph, all of the charges arising out of the same incident shall be prosecuted under the Criminal Code of 1961.

© (i) If after trial or plea the minor is convicted of any offense covered by paragraph (a) of this subsection (1), then, in sentencing the minor, the court shall have available any or all dispositions prescribed for that offense under Chapter V of the Unified Code of Corrections.

Section 99. If after trial or plea the court finds that the minor committed an offense not covered by paragraph (a) of this subsection (1), that finding shall not invalidate the verdict or the prosecution of the minor under the criminal laws of the State; however, unless the State requests a hearing for the purpose of sentencing the minor under Chapter V of the Unified Code of Corrections, the Court must proceed under Sections 5-705 and 5-710 of this Article. To request a hearing, the State must file a written motion within 10 days following the entry of a finding or the return of a verdict. Reasonable notice of the motion shall be given to the minor or his or her counsel. If the motion is made by the State, the court shall conduct a hearing to determine if the minor should be sentenced under Chapter V of the Unified Code of Corrections. In making its determination, the court shall consider among other matters: (a) whether there is evidence that the offense was committed in an aggressive and premeditated manner; (b) the age of the minor; (c) the previous history of the minor; (d) whether there are facilities particularly available to the Juvenile Court or the Department of Corrections, Juvenile Division, for the treatment and rehabilitation of the minor; (e) whether the security of the public requires sentencing under Chapter V of the Unified Code of Corrections; and (f) whether the minor possessed a deadly weapon when committing the offense. The rules of evidence shall be the same as if at trial. If after the hearing the court finds that the minor should be sentenced under Chapter V of the Unified Code of Corrections, then the court shall sentence the minor accordingly having available to it any or all dispositions so prescribed.

(2) ~~(Blank). (a) The definition of a delinquent minor under Section 5-120 of this Article shall not apply to any minor who at the time of the offense was at least 15 years of age and who is charged with an offense under Section 401 of the Illinois Controlled Substances Act, while in a school, regardless of the time of day or the time of year, or any conveyance owned, leased or contracted by a school to transport students to or from school or a school related activity, or residential property owned, operated or managed by a public housing agency or leased by a public housing agency as part of a scattered site or mixed income development, on the real property comprising any school, regardless of the time of day or the time of year, or residential property owned, operated or managed by a public housing agency or leased by a public housing agency as part of a scattered site or mixed income development, or on a public way within 1,000 feet of the real property comprising any school, regardless of the time of day or the time of year, or residential property owned, operated or managed by a public housing agency or leased by a public housing agency as part of a scattered site or mixed income development. School is defined, for the purposes of this Section, as any public or private elementary or secondary school, community college, college, or university. These charges and all other charges arising out of the same incident shall be prosecuted under the criminal laws of this State.~~

~~(b) (i) If before trial or plea an information or indictment is filed that does not charge an offense specified in paragraph (a) of this subsection (2) the State's Attorney may proceed on any lesser charge or charges, but only in Juvenile Court under the provisions of this Article. The State's Attorney may proceed under the criminal laws of this State on a lesser charge if before trial the minor defendant knowingly and with advice of counsel waives, in writing, his or her right to have the matter proceed in Juvenile Court.~~

~~Section 99. If before trial or plea an information or indictment is filed that includes one or more charges specified in paragraph (a) of this subsection (2) and additional charges that are not specified in that paragraph, all of the charges arising out of the same incident shall be prosecuted under the criminal laws of this State.~~

~~© (i) If after trial or plea the minor is convicted of any offense covered by paragraph (a) of this~~

subsection (2), then, in sentencing the minor, the court shall have available any or all dispositions prescribed for that offense under Chapter V of the Unified Code of Corrections.

Section 99. ~~If after trial or plea the court finds that the minor committed an offense not covered by paragraph (a) of this subsection (2), that finding shall not invalidate the verdict or the prosecution of the minor under the criminal laws of the State; however, unless the State requests a hearing for the purpose of sentencing the minor under Chapter V of the Unified Code of Corrections, the Court must proceed under Sections 5-705 and 5-710 of this Article. To request a hearing, the State must file a written motion within 10 days following the entry of a finding or the return of a verdict. Reasonable notice of the motion shall be given to the minor or his or her counsel. If the motion is made by the State, the court shall conduct a hearing to determine if the minor should be sentenced under Chapter V of the Unified Code of Corrections. In making its determination, the court shall consider among other matters: (a) whether there is evidence that the offense was committed in an aggressive and premeditated manner; (b) the age of the minor; (c) the previous history of the minor; (d) whether there are facilities particularly available to the Juvenile Court or the Department of Corrections, Juvenile Division, for the treatment and rehabilitation of the minor; (e) whether the security of the public requires sentencing under Chapter V of the Unified Code of Corrections; and (f) whether the minor possessed a deadly weapon when committing the offense. The rules of evidence shall be the same as if at trial. If after the hearing the court finds that the minor should be sentenced under Chapter V of the Unified Code of Corrections, then the court shall sentence the minor accordingly having available to it any or all dispositions so prescribed.~~

(3) (Blank). ~~(a) The definition of delinquent minor under Section 5-120 of this Article shall not apply to any minor who at the time of the offense was at least 15 years of age and who is charged with a violation of the provisions of paragraph (1), (3), (4), or (10) of subsection (a) of Section 24-1 of the Criminal Code of 1961 while in school, regardless of the time of day or the time of year, or on the real property comprising any school, regardless of the time of day or the time of year. School is defined, for purposes of this Section as any public or private elementary or secondary school, community college, college, or university. These charges and all other charges arising out of the same incident shall be prosecuted under the criminal laws of this State.~~

~~(b) (i) If before trial or plea an information or indictment is filed that does not charge an offense specified in paragraph (a) of this subsection (3) the State's Attorney may proceed on any lesser charge or charges, but only in Juvenile Court under the provisions of this Article. The State's Attorney may proceed under the criminal laws of this State on a lesser charge if before trial the minor defendant knowingly and with advice of counsel waives, in writing, his or her right to have the matter proceed in Juvenile Court.~~

~~Section 99. If before trial or plea an information or indictment is filed that includes one or more charges specified in paragraph (a) of this subsection (3) and additional charges that are not specified in that paragraph, all of the charges arising out of the same incident shall be prosecuted under the criminal laws of this State.~~

~~© (i) If after trial or plea the minor is convicted of any offense covered by paragraph (a) of this subsection (3), then, in sentencing the minor, the court shall have available any or all dispositions prescribed for that offense under Chapter V of the Unified Code of Corrections.~~

~~Section 99. If after trial or plea the court finds that the minor committed an offense not covered by paragraph (a) of this subsection (3), that finding shall not invalidate the verdict or the prosecution of the minor under the criminal laws of the State; however, unless the State requests a hearing for the purpose of sentencing the minor under Chapter V of the Unified Code of Corrections, the Court must proceed under Sections 5-705 and 5-710 of this Article. To request a hearing, the State must file a written motion within 10 days following the entry of a finding or the return of a verdict. Reasonable notice of the motion shall be given to the minor or his or her counsel. If the motion is made by the State, the court shall conduct a hearing to determine if the minor should be sentenced under Chapter V of the Unified Code of Corrections. In making its determination, the court shall consider among other matters: (a) whether there is evidence that the offense was committed in an aggressive and premeditated manner; (b) the age of the minor; (c) the previous history of the minor; (d) whether there are facilities particularly available to the Juvenile Court or the Department of Corrections, Juvenile Division, for the treatment and rehabilitation of the minor; (e) whether the security of the public requires sentencing under Chapter V of the~~

~~Unified Code of Corrections; and (f) whether the minor possessed a deadly weapon when committing the offense. The rules of evidence shall be the same as if at trial. If after the hearing the court finds that the minor should be sentenced under Chapter V of the Unified Code of Corrections, then the court shall sentence the minor accordingly having available to it any or all dispositions so prescribed.~~

(4) (a) The definition of delinquent minor under Section 5-120 of this Article shall not apply to any minor who at the time of an offense was at least 13 years of age and who is charged with first degree murder committed during the course of either aggravated criminal sexual assault, criminal sexual assault, or aggravated kidnaping. However, this subsection (4) does not include a minor charged with first degree murder based exclusively upon the accountability provisions of the Criminal Code of 1961.

(b) (i) If before trial or plea an information or indictment is filed that does not charge first degree murder committed during the course of aggravated criminal sexual assault, criminal sexual assault, or aggravated kidnaping, the State's Attorney may proceed on any lesser charge or charges, but only in Juvenile Court under the provisions of this Article. The State's Attorney may proceed under the criminal laws of this State on a lesser charge if before trial the minor defendant knowingly and with advice of counsel waives, in writing, his or her right to have the matter proceed in Juvenile Court.

Section 99. If before trial or plea an information or indictment is filed that includes first degree murder committed during the course of aggravated criminal sexual assault, criminal sexual assault, or aggravated kidnaping, and additional charges that are not specified in paragraph (a) of this subsection, all of the charges arising out of the same incident shall be prosecuted under the criminal laws of this State.

© (i) If after trial or plea the minor is convicted of first degree murder committed during the course of aggravated criminal sexual assault, criminal sexual assault, or aggravated kidnaping, in sentencing the minor, the court shall have available any or all dispositions prescribed for that offense under Chapter V of the Unified Code of Corrections.

Section 99. If the minor was not yet 15 years of age at the time of the offense, and if after trial or plea the court finds that the minor committed an offense other than first degree murder committed during the course of either aggravated criminal sexual assault, criminal sexual assault, or aggravated kidnaping, the finding shall not invalidate the verdict or the prosecution of the minor under the criminal laws of the State; however, unless the State requests a hearing for the purpose of sentencing the minor under Chapter V of the Unified Code of Corrections, the Court must proceed under Sections 5-705 and 5-710 of this Article. To request a hearing, the State must file a written motion within 10 days following the entry of a finding or the return of a verdict. Reasonable notice of the motion shall be given to the minor or his or her counsel. If the motion is made by the State, the court shall conduct a hearing to determine whether the minor should be sentenced under Chapter V of the Unified Code of Corrections. In making its determination, the court shall consider among other matters: (a) whether there is evidence that the offense was committed in an aggressive and premeditated manner; (b) the age of the minor; (c) the previous delinquent history of the minor; (d) whether there are facilities particularly available to the Juvenile Court or the Department of Corrections, Juvenile Division, for the treatment and rehabilitation of the minor; (e) whether the best interest of the minor and the security of the public require sentencing under Chapter V of the Unified Code of Corrections; and (f) whether the minor possessed a deadly weapon when committing the offense. The rules of evidence shall be the same as if at trial. If after the hearing the court finds that the minor should be sentenced under Chapter V of the Unified Code of Corrections, then the court shall sentence the minor accordingly having available to it any or all dispositions so prescribed.

(5) (a) The definition of delinquent minor under Section 5-120 of this Article shall not apply to any minor who is charged with a violation of subsection (a) of Section 31-6 or Section 32-10 of the Criminal Code of 1961 when the minor is subject to prosecution under the criminal laws of this State as a result of the application of the provisions of Section 5-125, or subsection (1) ~~or (2)~~ of this Section. These charges and all other charges arising out of the same incident shall be prosecuted under the criminal laws of this State.

(b) (i) If before trial or plea an information or indictment is filed that does not charge an offense specified in paragraph (a) of this subsection (5), the State's Attorney may proceed on any lesser charge or charges, but only in Juvenile Court under the provisions of this Article. The State's Attorney may proceed

under the criminal laws of this State on a lesser charge if before trial the minor defendant knowingly and with advice of counsel waives, in writing, his or her right to have the matter proceed in Juvenile Court.

Section 99. If before trial or plea an information or indictment is filed that includes one or more charges specified in paragraph (a) of this subsection (5) and additional charges that are not specified in that paragraph, all of the charges arising out of the same incident shall be prosecuted under the criminal laws of this State.

© (i) If after trial or plea the minor is convicted of any offense covered by paragraph (a) of this subsection (5), then, in sentencing the minor, the court shall have available any or all dispositions prescribed for that offense under Chapter V of the Unified Code of Corrections.

Section 99. If after trial or plea the court finds that the minor committed an offense not covered by paragraph (a) of this subsection (5), the conviction shall not invalidate the verdict or the prosecution of the minor under the criminal laws of this State; however, unless the State requests a hearing for the purpose of sentencing the minor under Chapter V of the Unified Code of Corrections, the Court must proceed under Sections 5-705 and 5-710 of this Article. To request a hearing, the State must file a written motion within 10 days following the entry of a finding or the return of a verdict. Reasonable notice of the motion shall be given to the minor or his or her counsel. If the motion is made by the State, the court shall conduct a hearing to determine if whether the minor should be sentenced under Chapter V of the Unified Code of Corrections. In making its determination, the court shall consider among other matters: (a) whether there is evidence that the offense was committed in an aggressive and premeditated manner; (b) the age of the minor; (c) the previous delinquent history of the minor; (d) whether there are facilities particularly available to the Juvenile Court or the Department of Corrections, Juvenile Division, for the treatment and rehabilitation of the minor; (e) whether the security of the public requires sentencing under Chapter V of the Unified Code of Corrections; and (f) whether the minor possessed a deadly weapon when committing the offense. The rules of evidence shall be the same as if at trial. If after the hearing the court finds that the minor should be sentenced under Chapter V of the Unified Code of Corrections, then the court shall sentence the minor accordingly having available to it any or all dispositions so prescribed.

Section 99. The definition of delinquent minor under Section 5-120 of this Article shall not apply to any minor who, pursuant to subsection (1), ~~(2), or (3)~~ or Section 5-805, or 5-810, has previously been placed under the jurisdiction of the criminal court and has been convicted of a crime under an adult criminal or penal statute. Such a minor shall be subject to prosecution under the criminal laws of this State.

Section 99. The procedures set out in this Article for the investigation, arrest and prosecution of juvenile offenders shall not apply to minors who are excluded from jurisdiction of the Juvenile Court, except that minors under 17 years of age shall be kept separate from confined adults.

Section 99. Nothing in this Act prohibits or limits the prosecution of any minor for an offense committed on or after his or her 17th birthday even though he or she is at the time of the offense a ward of the court.

Section 99. If an original petition for adjudication of wardship alleges the commission by a minor 13 years of age or over of an act that constitutes a crime under the laws of this State, the minor, with the consent of his or her counsel, may, at any time before commencement of the adjudicatory hearing, file with the court a motion that criminal prosecution be ordered and that the petition be dismissed insofar as the act or acts involved in the criminal proceedings are concerned. If such a motion is filed as herein provided, the court shall enter its order accordingly.

Section 99. ~~(Blank). If a minor is subject to the provisions of subsection (2) of this Section, other than a minor charged with a Class X felony violation of the Illinois Controlled Substances Act, any party including the minor or the court sua sponte may, before trial, move for a hearing for the purpose of trying and sentencing the minor as a delinquent minor. To request a hearing, the party must file a motion prior to trial. Reasonable notice of the motion shall be given to all parties. On its own motion or upon the filing of a motion by one of the parties including the minor, the court shall conduct a hearing to determine whether the minor should be tried and sentenced as a delinquent minor under this Article. In making its determination, the court shall consider among other matters:~~

- Section 99. ~~The age of the minor;~~
 Section 99. ~~Any previous delinquent or criminal history of the minor;~~
 Section 99. ~~Any previous abuse or neglect history of the minor;~~
 Section 99. ~~Any mental health or educational history of the minor, or both; and~~
 Section 99. ~~Whether there is probable cause to support the charge, whether the minor is charged through accountability, and whether there is evidence the minor possessed a deadly weapon or caused serious bodily harm during the offense.~~

~~Any material that is relevant and reliable shall be admissible at the hearing. In all cases, the judge shall enter an order permitting prosecution under the criminal laws of Illinois unless the judge makes a finding based on a preponderance of the evidence that the minor would be amenable to the care, treatment, and training programs available through the facilities of the juvenile court based on an evaluation of the factors listed in this subsection (10). (Source: P.A. 91-15, eff. 1-1-00; 91-673, eff. 12-22-99; 92-16, eff. 6-28-01; 92-665, eff. 1-1-03.)~~

(705 ILCS 405/5-407)

Sec. 5-407. Processing of juvenile in possession of a firearm. (a) If a law enforcement officer detains a minor pursuant to Section 10-27.1A of the School Code, the officer shall deliver the minor to the nearest juvenile officer, in the manner prescribed by subsection (2) of Section 5-405 of this Act. The juvenile officer shall deliver the minor without unnecessary delay to the court or to the place designated by rule or order of court for the reception of minors. In no event shall the minor be eligible for any other disposition by the juvenile police officer, notwithstanding the provisions of subsection (3) of Section 5-405 of this Act.

Section 99. ~~Minors not excluded from this Act's jurisdiction under subsection (3)(a) of Section 5-130 of this Act shall be brought before a judicial officer within 40 hours, exclusive of Saturdays, Sundays, and court-designated holidays, for a detention hearing to determine whether he or she shall be further held in custody. If the court finds that there is probable cause to believe that the minor is a delinquent minor by virtue of his or her violation of item (4) of subsection (a) of Section 24-1 of the Criminal Code of 1961 while on school grounds, that finding shall create a presumption that immediate and urgent necessity exists under subdivision (2) of Section 5-501 of this Act. Once the presumption of immediate and urgent necessity has been raised, the burden of demonstrating the lack of immediate and urgent necessity shall be on any party that is opposing detention for the minor. Should the court order detention pursuant to this Section, the minor shall be detained, pending the results of a court-ordered psychological evaluation to determine if the minor is a risk to himself, herself, or others. Upon receipt of the psychological evaluation, the court shall review the determination regarding the existence of urgent and immediate necessity. The court shall consider the psychological evaluation in conjunction with the other factors identified in subdivision (2) of Section 5-501 of this Act in order to make a de novo determination regarding whether it is a matter of immediate and urgent necessity for the protection of the minor or of the person or property of another that the minor be detained or placed in a shelter care facility. In addition to the pre-trial conditions found in Section 5-505 of this Act, the court may order the minor to receive counseling and any other services recommended by the psychological evaluation as a condition for release of the minor.~~

Section 99. Upon making a determination that the student presents a risk to himself, herself, or others, the court shall issue an order restraining the student from entering the property of the school if he or she has been suspended or expelled from the school as a result of possessing a firearm. The order shall restrain the student from entering the school and school owned or leased property, including any conveyance owned, leased, or contracted by the school to transport students to or from school or a school-related activity. The order shall remain in effect until such time as the court determines that the student no longer presents a risk to himself, herself, or others.

Section 99. Psychological evaluations ordered pursuant to subsection (b) of this Section and statements made by the minor during the course of these evaluations, shall not be admissible on the issue of delinquency during the course of any adjudicatory hearing held under this Act.

Section 99. In this Section:

“School” means any public or private elementary or secondary school.

“School grounds” includes the real property comprising any school, any conveyance owned, leased, or contracted by a school to transport students to or from school or a school-related activity, or any public way

within 1,000 feet of the real property comprising any school. (Source: P.A. 91-11, eff. 6-4-99.)
Section 99. Effective date. This Act takes effect upon becoming law.”.

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendments numbered 1 and 5 were ordered engrossed; and the bill, as amended, was again advanced to the order of Third Reading.

HOUSE BILL 2202. Having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Health Care Availability & Access, adopted and printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2202 by replacing everything after the enacting clause with the following:

“Section 5. The Illinois Health Finance Reform Act is amended by changing Section 1-1 as follows:
(20 ILCS 2215/1-1) (from Ch. 111 ½, par. 6501-1)

Sec. 1-1. Short Title. This Act ~~shall be known and~~ may be cited as the “Illinois Health Finance Reform Act”. (Source: P.A. 83-1243.)”.

Floor Amendment No. 2 remained in the Committee on Rules.

Representative Hamos offered the following amendment and moved its adoption:

AMENDMENT NO. 3

AMENDMENT NO. 3. Amend House Bill 2202, AS AMENDED, by replacing everything after the enacting clause with the following:

“Section 5. The Illinois Health Care Finance Reform Act is amended by changing Section 4-2 as follows:

(20 ILCS 2215/4-2) (from Ch. 111 ½, par. 6504-2)

Sec. 4-2. Powers and duties. (a) (Blank).

Section 99. (Blank).

Section 99. (Blank).

Section 99. Uniform Provider Utilization and Charge Information.

(1) The Department of Public Health shall require that all hospitals licensed to operate in the State of Illinois adopt a uniform system for submitting patient charges for payment from public and private payors ~~effective January 1, 1985~~. This system shall be based upon adoption of the uniform electronic hospital billing form pursuant to the Health Insurance Portability and Accountability Act (UB-92) or its successor form developed by the National Uniform Billing Committee.

(2) (Blank).

(3) The Department of Insurance shall require all third-party payors, including but not limited to, licensed insurers, medical and hospital service corporations, health maintenance organizations, and self-funded employee health plans, to accept the uniform billing form, without attachment as submitted by hospitals pursuant to paragraph (1) of subsection (d) above, effective January 1, 1985; provided, however, nothing shall prevent all such third party payors from requesting additional information necessary to determine eligibility for benefits or liability for reimbursement for services provided.

(4) Each hospital licensed in the State shall electronically submit to the Department patient billing data for conditions and procedures required for public disclosure pursuant to paragraph (6). For hospitals, the billing data to be reported shall include all inpatient surgical cases. Billing data submitted under this Act shall not include a patient’s name, address, or Social Security number.

(5) By no later than January 1, 2005, the Department must collect and compile billing data required under paragraph (6) according to uniform electronic submission formats as required under the Health Insurance Portability and Accountability Act.

(6) The Department shall make available on its website the “Consumer Guide to Health Care” by January 1, 2006. The “Consumer Guide to Health Care” shall include information on 30 conditions and procedures identified by the Department that demonstrate the highest degree of variation in patient

charges and quality of care. As to each condition or procedure, the “Consumer Guide to Health Care” shall include up-to-date comparison information relating to volume of cases, average charges, risk-adjusted mortality rates, and nosocomial infection rates. Information disclosed pursuant to this paragraph on mortality and infection rates shall be based upon information hospitals have previously submitted to the Department pursuant to their obligations to report health care information under other public health reporting laws and regulations outside of this Act.

(7) Publicly disclosed information must be provided in language that is easy to understand and accessible to consumers using an interactive query system.

(8) None of the information the Department discloses to the public under this subsection may be made available unless the information has been reviewed, adjusted, and validated according to the following process:

(i) Hospitals and organizations representing hospitals are meaningfully involved in the development of all aspects of the Department’s methodology for collecting, analyzing, and disclosing the information collected under this Act, including collection methods, formatting, and methods and means for release and dissemination;

(ii) The entire methodology for collection and analyzing the data is disclosed to all relevant organizations and to all providers that are the subject of any information to be made available to the public before any public disclosure of such information;

(iii) Data collection and analytical methodologies are used that meet accepted standards of validity and reliability before any information is made available to the public;

(iv) The limitations of the data sources and analytic methodologies used to develop comparative provider information are clearly identified and acknowledged, including, but not limited to, appropriate and inappropriate uses of the data;

(v) To the greatest extent possible, comparative hospital information initiatives use standard-based norms derived from widely accepted provider-developed practice guidelines;

(vi) Comparative hospital information and other information that the Department has compiled regarding hospitals is shared with the hospitals under review prior to public dissemination of the information and these providers have an opportunity to make corrections and additions of helpful explanatory comments about the information before the publication;

(vii) Comparisons among hospitals adjust for patient case mix and other relevant risk factors and control for provider peer groups;

(viii) Effective safeguards to protect against the unauthorized use or disclosure of hospital information are developed and implemented;

(ix) Effective safeguards to protect against the dissemination of inconsistent, incomplete, invalid, inaccurate, or subjective provider data are developed and implemented;

(x) The quality and accuracy of hospital information reported under this Act and its data collection, analysis, and dissemination methodologies are evaluated regularly; and

(xi) Only the most basic identifying information from mandatory reports is used, and patient identifiable information is not released. The input data collected by the Department shall not be a public record under the Illinois Freedom of Information Act.

None of the information the Department discloses to the public under this Act may be used to establish a standard of care in a private civil action.

(9) The Department must develop and implement an outreach campaign to educate the public regarding the availability of the “Consumer Guide to Health Care”.

(10) Within 12 months after the effective date of this amendatory Act of the 93rd General Assembly, the Department must study the most effective methods for public disclosure of patient charge data and health care quality information that will be useful to consumers in making health care decisions and report its recommendations to the Governor and to the General Assembly.

(11) The Department must undertake all steps necessary under State and Federal law to protect patient confidentiality in order to prevent the identification of individual patient records.

Section 99. (Blank). (Source: P.A. 91-756, eff. 6-2-00; 92-597, eff. 7-1-02.)

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

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendments numbered 1 and 3 were ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 2573. Having been read by title a second time on March 31, 2003, and held on the order of Second Reading, the same was again taken up.

Representative McAuliffe offered the following amendment and moved its adoption.

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2573 on page 4, by replacing lines 8 through 11 with the following:

“(18) A person who intends to sell alcoholic liquors for use or consumption on his or her licensed retail premises who does not have liquor liability insurance coverage for that premises in an amount that is at least equal to the maximum liability amounts set out in subsection (a) of Section 6-21.”.

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was again advanced to the order of Third Reading.

HOUSE BILL 2577. Having been recalled on March 26, 2003, and held on the order of Second Reading, the same was again taken up.

Representative Washington offered the following amendment and moved its adoption.

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2577 on page 1, in line 20 by replacing “2” with “5”.

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was again advanced to the order of Third Reading.

HOUSE BILL 2608. Having been printed, was taken up and read by title a second time.

Representative Younge offered the following amendments and moved their adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2608 on page 2, line 10, by replacing “or (ii)” with the following: “, (ii) the person resides in a shelter for homeless persons and has enrolled in a savings program designed to provide rent money upon the person’s departure from the shelter, or (iii)”;

and by deleting lines 33 and 34 on page 2 and lines 1 through 9 on page 3; and on page 3, line 10, by changing “(11)” to “(9)”;

and on page 3, line 15, by changing “(12)” to “(10)”;

and on page 3, by deleting lines 24 through 30; and on page 3, line 31, by changing “Section 20.” To “Section 15.”.

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 2608, AS AMENDED, in Section 10, subsection (a), after the last line of paragraph (10), by inserting the following:

“(11) The right to confidentiality of records. Homeless shelters shall obtain a voluntary written release from a homeless person prior to disclosing any personal information regarding the homeless person, including, but not limited to, name, social security number, and birth date, except in aggregate form. The right to confidentiality of records includes the dissemination of materials to other agencies, either private or public. The homeless person shall be given the option of whether to release records via informed consent, based on guidelines from the Office of Human Research Protections, United States Department of Health and Human Services, including:

- (A) the expected duration of the subject’s participation;
- (B) an explanation of whom to contact for answers to pertinent questions about the research and

- research subjects' rights, and whom to contact in the event of a research-related injury to the subject;
- © a statement that participation in releasing records is voluntary, refusal to participate will involve no penalty or loss of benefits to which the subject is otherwise entitled, and the subject may discontinue participation in the record release at any time without penalty or loss of benefits to which the subject is otherwise entitled;
- (D) a description of any reasonably foreseeable risks or discomforts to the subject; and
- (E) a statement describing the extent, if any, to which confidentiality of records identifying the subject will be maintained.”.

The motion prevailed and the amendments were adopted and ordered printed.

There being no further amendments, the foregoing Amendments numbered 1 and 2 were ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 2775. Having been printed, was taken up and read by title a second time.
The following amendment was offered in the Committee on Insurance, adopted and printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2775 by replacing the title with the following:
“AN ACT concerning insurance.”; and
by replacing everything after the enacting clause with the following:
“Section 5. The Illinois Insurance Code is amended by adding Section 368e as follows:
(215 ILCS 5/368e new)

Sec. 368e. Recoupments. Any attempt to recoup payment made to a health care professional or health care provider by an insurer, health maintenance organization, independent practice association, or physician-hospital organization shall be initiated by providing a written explanation of any proposed recoupment, including, but not limited to, the name of the patient, the date of service, the service code, and the payment amount, the details concerning the reasons for the recoupment, and an explanation of the appeal process. A health care professional or health care provider shall be given 60 days to appeal the proposed recoupment or to repay the recoupment amount. If the health care professional or health care provider chooses to appeal the proposed recoupment and, upon appeal, the proposed recoupment is determined to be appropriate, the health care professional or health care provider must pay the recoupment within 30 days of receiving the notice of the final appeal's decision. If the health care professional or health care provider does not make any required recoupment payment within these time frames, the insurer, health maintenance organization, independent practice association, or physician hospital organization may offset future payments to effectuate the recoupment. Except in an instance in which the health care professional or health care provider has been found guilty of committing civil or criminal insurance fraud, no recoupment of any payments may be initiated 24 months after the date the moneys were paid, except when requested or initiated by a governmental unit. It is not a recoupment when a health care professional or health care provider is paid an amount prospectively under a contract with an insurer, health maintenance organization, independent practice association, or physician hospital organization that includes a retrospective reconciliation based on the services provided.

Section 99. Effective date. This Act takes effect on December 1, 2003.”.

Representative Saviano offered the following amendment and moved its adoption:

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 2775, AS AMENDED, by replacing the title with the following:
“AN ACT in relation to insurance.”; and
by replacing everything after the enacting clause with the following:
“Section 5. The Illinois Insurance Code is amended by changing Section 1 as follows:
(215 ILCS 5/1) (from Ch. 73, par. 613)
Sec. 1. Short title. This Act shall be known and may be cited as the “Illinois Insurance Code.” (Source: Laws 1937, p. 696.)”.

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendments numbered 1 and 2 were ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 2776. Having been printed, was taken up and read by title a second time.
The following amendment was offered in the Committee on Insurance, adopted and printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2776 by replacing the title with the following:

“AN ACT concerning insurance.”; and

by replacing everything after the enacting clause with the following:

“Section 5. The Illinois Insurance Code is amended by adding Section 368d as follows:

(215 ILCS 5/368d new)

Sec. 368d. Fairness in contracting procedures.

Section 99. A health care professional or health care provider offered a contract for signature after the effective date of this amendatory Act of the 93rd General Assembly shall be provided with a complete copy of any proposed professional services contract. Upon request, a health care professional or health care provider, paid on a service by service basis, shall be given the opportunity to review the relevant medical policies, fee schedules, and claims submission and payment procedures related to the covered services. If the health care professional or health care provider is not paid on a service by service basis, the amounts payable and terms of payment under that alternative payment system shall be provided upon request. The health care professional or health care provider shall be allowed at least 30 days to review the complete contract before signing.

Section 99. An insurer, health maintenance organization, independent practice association, or physician hospital organization shall notify a health care professional or health care provider within 35 days of the effective date of any material changes to the payment rates. This notice may be provided by mail, e-mail, newsletter, website listing, or other reasonable method.

Section 99. Upon termination of a contract with an insurer, health maintenance organization, independent practice association, or physician hospital organization, a health care professional or health care provider shall, at the request of a patient, transfer copies of medical records.

Section 99. Effective date. This Act takes effect on December 1, 2003.”.

Representative Saviano offered the following amendment and moved its adoption:

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 2776, AS AMENDED, by replacing the title with the following:

“AN ACT in relation to insurance.”; and

by replacing everything after the enacting clause with the following:

“Section 5. The Illinois Insurance Code is amended by changing Section 1 as follows:

(215 ILCS 5/1) (from Ch. 73, par. 613)

Sec. 1. Short title. This Act ~~shall be known and~~ may be cited as the “Illinois Insurance Code.” (Source: Laws 1937, p. 696.)”.

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendments numbered 1 and 2 were ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 1729. Having been printed, was taken up and read by title a second time.

Representative Hassert offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 1729 by replacing the title with the following:

“AN ACT in relation to environmental protection.”; and

by replacing everything after the enacting clause with the following:

“Section 5. The Environmental Protection Act is amended by changing Section 22.14 as follows:

(415 ILCS 5/22.14) (from Ch. 111 ½, par. 1022.14)

Sec. 22.14. Garbage transfer stations. (a) No person may establish any pollution control facility for use as a garbage transfer station, which is located less than 1000 feet from the nearest property zoned for primarily residential uses or within 1000 feet of any dwelling, except in counties of at least 3,000,000 inhabitants. In counties of at least 3,000,000 inhabitants, no person may establish any pollution control facility for use as a garbage transfer station which is located less than 1000 feet from the nearest property zoned for primarily residential uses, provided, however, a station which is located in an industrial area of 10 or more contiguous acres may be located within 1000 feet but no closer than 800 feet from the nearest property zoned for primarily residential uses. However, in a county with over 300,000 and less than 350,000 inhabitants, a station used for the transfer or separation of waste for recycling or disposal in a sanitary landfill that is located in an industrial area of 10 or more acres may be located within 1000 feet but no closer than 800 feet from the nearest property zoned for primarily residential uses.

Section 99. This Section does not prohibit (i) any such facility which is in existence on January 1, 1988, nor (ii) any facility in existence on January 1, 1988, as expanded before January 1, 1990, to include processing and transferring of municipal wastes for both recycling and disposal purposes, nor (iii) any such facility which becomes nonconforming due to a change in zoning or the establishment of a dwelling which occurs after the establishment of the facility, nor (iv) any facility established by a municipality with a population in excess of 1,000,000, nor (v) any transfer facility operating on January 1, 1988. No facility described in item (ii) shall, after July 14, 1995, accept landscape waste and other municipal waste in the same vehicle load. However, the use of an existing pollution control facility as a garbage transfer station shall be deemed to be the establishment of a new facility, and shall be subject to subsection (a), if such facility had not been used as a garbage transfer station within one year prior to January 1, 1988.

Section 99. For the purposes of this Section, the term “established” shall be defined as the date on which the applicant files its request for local siting approval. The changes to this Section made by this amendatory Act of the 93rd General Assembly are declaratory of existing law, shall not be construed as a new enactment, and shall apply to all pending applications where appeals to the Board and the Courts have not been exhausted. (Source: P.A. 88-681, eff. 12-22-94; 89-143, eff. 7-14-95; 89-336, eff. 8-17-95; 89-626, eff. 8-9-96.)

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

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 3198. Having been printed, was taken up and read by title a second time.

Representative May offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 3198 on page 4, line 30, by replacing “based on a” with “against whom there is a substantiated”; and

on page 4, line 31, by replacing “that is” with “~~that is~~”; and

on page 4, line 32, after the period, by inserting “Any person who is a member of a collective bargaining unit pursuant to the Illinois Public Labor Relations Act or any federal labor statute may elect to use the grievance or arbitration process under subsection (g-5) of this Section as an alternative to the appeal process described in this subsection ©.”; and

on page 4, line 34, by replacing “Department’s” with “Department of Human Services”; and

on page 5, line 1, after the period, by inserting “At such hearing the Inspector General shall be required to establish by a preponderance of the evidence that the reported incident did occur and that the actions of the

person or agency met the general standard for a finding of abuse or neglect. If, as a result of such hearing, the Inspector General's substantiated finding of abuse or neglect is overturned, the Department shall in no case report such finding to the Department of Public Health's nurse aide registry. If a finding that has already been reported to the Department of Public Health's nurse aide registry is later overturned as a result of such hearing, the report must be removed from the registry."; and on page 6, lines 14 and 15, by replacing "under subsection ©," with "under this subsection ©,"; and on page 6, line 16, by replacing "process," with "process as implemented under subsection © of his Section.".

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL ON THIRD READING

The following bill and any amendments adopted thereto were printed and laid upon the Members' desks. This bill has been examined, any amendments thereto engrossed and any errors corrected. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Fritchey, HOUSE BILL 3518 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 114, Yeas; 0, Nays; 1, Answering Present.

(ROLL CALL 24)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

HOUSE BILLS ON SECOND READING

HOUSE BILL 185. Having been printed, was taken up and read by title a second time.

Floor Amendment No. 1 remained in the Committee on Rules.

Representative Moffitt offered the following amendment and moved its adoption:

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 185 by replacing everything after the enacting clause with the following:

"Section 5. The Rural Bond Bank Act is amended by adding Section 3-26 as follows:

(30 ILCS 360/3-26 new)

Sec. 3-26. Road grader revolving loan program. The Illinois Rural Bond Bank is the administrator of a road grader revolving loan program. The purpose is to provide loans to units of local government for the purchase of road graders that are manufactured in the United States of America. For purposes of this Section, "unit of local government" means a county, township, or municipality; and "manufactured in the United States of America" means that all significant parts, processing, and labor that go into the road grader must be of U.S. origin and that the road grader must contain only negligible foreign content. "Road grader" includes any machinery with a purchase price of \$100,000 or more that is used for the construction or maintenance of roads. The Illinois Rural Bond Bank shall determine eligibility for the loans based on need, as determined by the Illinois Rural Bond Bank. The Illinois Rural Bond Bank must give priority in making loans to units of local government without a road grader or with the oldest road grader.

The loan funds, subject to appropriation, shall be paid out of the Road Grader Revolving Loan Fund, a special fund in the State treasury. The Fund shall consist of any moneys transferred into or appropriated to

the Fund as well as all repayments of loans made under this Section. The Fund shall be used for loans to units of local government to purchase road graders and for no other purpose. All interest earned on moneys in the Fund shall be deposited into the Fund.

The annual rate of interest on the loan is 1%.

The aggregate outstanding principal balance of loans to any one unit of local government for the purchase of road graders may not exceed \$350,000. The repayment period for the loan may not exceed 15 years. The unit of local government shall repay each year at least 5% of the principal amount borrowed or the remaining balance of the loan, whichever is less. All repayments of loans, including any interest, shall be deposited into the Road Grader Revolving Loan Fund.

The Illinois Rural Bond Bank must adopt rules to administer the program.

Section 10. The State Finance Act is amended by adding Section 5.595 as follows:

(30 ILCS 105/5.595 new)

Sec. 5.595. The Road Grader Revolving Loan Fund. "

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed; and the bill, as amended, was held on the order of Second Reading.

HOUSE BILL 2981. Having been printed, was taken up and read by title a second time.

Representative Saviano offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2981 by replacing everything after the enacting clause with the following:

"Section 5. The Acupuncture Practice Act is amended by changing Section 40 as follows:

(225 ILCS 2/40) (Section scheduled to be repealed on January 1, 2008)

Sec. 40. Application for licensure. Applications for original licensure as an acupuncturist shall be made to the Department in writing on forms prescribed by the Department and shall be accompanied by the required fee, which shall not be refundable.

Until December 31, 2001, applicants shall submit with the application proof of passing the National Certification Commission for Acupuncture and Oriental Medicine ~~National Commission for the Certification of Acupuncturists~~ examination or a substantially equivalent examination approved by the Department or meeting any other qualifications established by the Department.

On and after January 1, 2002, the Department shall issue a license to an applicant who submits with the application proof of each of the following:

(1)(A) graduation from a school accredited by the Accreditation Commission for Acupuncture and Oriental Medicine ~~National Accreditation Commission for Schools and Colleges of Acupuncture and Oriental Medicine~~ or a similar accrediting body approved by the Department; or (B) completion of a comprehensive educational program approved by the Department; and

(2) passing the National Certification Commission for Acupuncture and Oriental Medicine ~~National Commission for the Certification of Acupuncturists'~~ examination or a substantially equivalent examination approved by the Department.

An applicant has 3 years from the date of his or her application to complete the application process. If the process has not been completed in 3 years, the application shall be denied, the fee shall be forfeited, and the applicant must reapply and meet the requirements in effect at the time of reapplication. (Source: P.A. 89-706, eff. 1-31-97; 90-61, eff. 7-3-97; 90-723, eff. 1-1-99.)

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

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 3618. Having been printed, was taken up and read by title a second time.

Floor Amendment No. 1 remained in the Committee on Executive.

Representative Burke offered the following amendment and moved its adoption:

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 3618 by replacing the title with the following:

"AN ACT concerning public health."; and

by replacing everything after the enacting clause with the following:

"Section 5. The Ambulatory Surgical Treatment Center Act is amended by changing Section 6.5 as follows:

(210 ILCS 5/6.5)

Sec. 6.5. Clinical privileges; advanced practice nurses. All ambulatory surgical treatment centers (ASTC) licensed under this Act shall comply with the following requirements:

(1) No ASTC policy, rule, regulation, or practice shall be inconsistent with the provision of adequate collaboration, including medical direction of licensed advanced practice nurses, in accordance with Section 54.5 of the Medical Practice Act of 1987.

(2) Operative surgical procedures shall be performed only by a physician licensed to practice medicine in all its branches under the Medical Practice Act of 1987, a dentist licensed under the Illinois Dental Practice Act, or a podiatrist licensed under the Podiatric Medical Practice Act of 1987, with medical staff membership and surgical clinical privileges granted by the consulting committee of the ASTC. A licensed physician, dentist, or podiatrist may be assisted by a physician licensed to practice medicine in all its branches, dentist, dental assistant, podiatrist, licensed advanced practice nurse, licensed physician assistant, licensed registered nurse, licensed practical nurse, surgical assistant, surgical technician, or other individuals granted clinical privileges to assist in surgery by the consulting committee of the ASTC. Payment for services rendered by an assistant in surgery who is not an ambulatory surgical treatment center employee shall be paid at the appropriate non-physician modifier rate if the payor would have made payment had the same services been provided by a physician.

(3) The anesthesia service shall be under the direction of a physician licensed to practice medicine in all its branches who has had specialized preparation or experience in the area or who has completed a residency in anesthesiology. An anesthesiologist, Board certified or Board eligible, is recommended. Anesthesia services may only be administered pursuant to the order of a physician licensed to practice medicine in all its branches, licensed dentist, or licensed podiatrist.

(A) The individuals who, with clinical privileges granted by the medical staff and ASTC, may administer anesthesia services are limited to the following:

(i) an anesthesiologist; or

(ii) a physician licensed to practice medicine in all its branches; or

(iii) a dentist with authority to administer anesthesia under Section 8.1 of the Illinois Dental Practice Act; or

(iv) a licensed certified registered nurse anesthetist.

(B) For anesthesia services, an anesthesiologist shall participate through discussion of and agreement with the anesthesia plan and shall remain physically present and be available on the premises during the delivery of anesthesia services for diagnosis, consultation, and treatment of emergency medical conditions. In the absence of 24-hour availability of anesthesiologists with clinical privileges, an alternate policy (requiring participation, presence, and availability of a physician licensed to practice medicine in all its branches) shall be developed by the medical staff consulting committee in consultation with the anesthesia service and included in the medical staff consulting committee policies.

(C) A certified registered nurse anesthetist is not required to possess prescriptive authority or a written collaborative agreement meeting the requirements of Section 15-15 of the Nursing and Advanced Practice Nursing Act to provide anesthesia services ordered by a licensed physician, dentist, or podiatrist. Licensed certified registered nurse anesthetists are authorized to select, order, and administer drugs and apply the appropriate medical devices in the provision of anesthesia services under the anesthesia plan agreed with by the anesthesiologist or, in the absence of an available anesthesiologist with clinical privileges, agreed with by the operating physician, operating dentist, or operating podiatrist in accordance with the medical staff consulting committee policies of a licensed ambulatory surgical treatment center.

(Source: P.A. 90-742, eff. 8-13-98; 91-414, eff. 8-6-99.) Section 10. The Hospital Licensing Act is

amended by changing Section 10.7 as follows:

(210 ILCS 85/10.7)

Sec. 10.7. Clinical privileges; advanced practice nurses. All hospitals licensed under this Act shall comply with the following requirements:

(1) No hospital policy, rule, regulation, or practice shall be inconsistent with the provision of adequate collaboration, including medical direction of licensed advanced practice nurses, in accordance with Section 54.5 of the Medical Practice Act of 1987.

(2) Operative surgical procedures shall be performed only by a physician licensed to practice medicine in all its branches under the Medical Practice Act of 1987, a dentist licensed under the Illinois Dental Practice Act, or a podiatrist licensed under the Podiatric Medical Practice Act of 1987, with medical staff membership and surgical clinical privileges granted at the hospital. A licensed physician, dentist, or podiatrist may be assisted by a physician licensed to practice medicine in all its branches, dentist, dental assistant, podiatrist, licensed advanced practice nurse, licensed physician assistant, licensed registered nurse, licensed practical nurse, surgical assistant, surgical technician, or other individuals granted clinical privileges to assist in surgery at the hospital. Payment for services rendered by an assistant in surgery who is not a hospital employee shall be paid at the appropriate non-physician modifier rate if the payor would have made payment had the same services been provided by a physician.

(3) The anesthesia service shall be under the direction of a physician licensed to practice medicine in all its branches who has had specialized preparation or experience in the area or who has completed a residency in anesthesiology. An anesthesiologist, Board certified or Board eligible, is recommended. Anesthesia services may only be administered pursuant to the order of a physician licensed to practice medicine in all its branches, licensed dentist, or licensed podiatrist.

(A) The individuals who, with clinical privileges granted at the hospital, may administer anesthesia services are limited to the following:

- (i) an anesthesiologist; or
- (ii) a physician licensed to practice medicine in all its branches; or
- (iii) a dentist with authority to administer anesthesia under Section 8.1 of the Illinois Dental Practice Act; or
- (iv) a licensed certified registered nurse anesthetist.

(B) For anesthesia services, an anesthesiologist shall participate through discussion of and agreement with the anesthesia plan and shall remain physically present and be available on the premises during the delivery of anesthesia services for diagnosis, consultation, and treatment of emergency medical conditions. In the absence of 24-hour availability of anesthesiologists with medical staff privileges, an alternate policy (requiring participation, presence, and availability of a physician licensed to practice medicine in all its branches) shall be developed by the medical staff and licensed hospital in consultation with the anesthesia service.

(C) A certified registered nurse anesthetist is not required to possess prescriptive authority or a written collaborative agreement meeting the requirements of Section 15-15 of the Nursing and Advanced Practice Nursing Act to provide anesthesia services ordered by a licensed physician, dentist, or podiatrist. Licensed certified registered nurse anesthetists are authorized to select, order, and administer drugs and apply the appropriate medical devices in the provision of anesthesia services under the anesthesia plan agreed with by the anesthesiologist or, in the absence of an available anesthesiologist with clinical privileges, agreed with by the operating physician, operating dentist, or operating podiatrist in accordance with the hospital's alternative policy.

(Source: P.A. 90-742, eff. 8-13-98; 91-414, eff. 8-6-99.)"

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 3044. Having been printed, was taken up and read by title a second time. Representative Washington offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 3044 by replacing everything after the enacting clause with

the following:

"Section 5. The Illinois Public Aid Code is amended by changing Section 1-11 as follows:

(305 ILCS 5/1-11)

Sec. 1-11. Citizenship. To the extent not otherwise provided in this Code or federal law, all clients who receive cash or medical assistance under Article III, IV, V, or VI of this Code must meet the citizenship requirements as established in this Section. To be eligible for assistance an individual, who is otherwise eligible, must be either a United States citizen or included in one of the following categories of non-citizens:

(1) United States veterans honorably discharged and persons on active military duty, and the spouse and unmarried dependent children of these persons;

(2) Refugees under Section 207 of the Immigration and Nationality Act;

(3) Asylees under Section 208 of the Immigration and Nationality Act;

(4) Persons for whom deportation has been withheld under Section 243(h) of the Immigration and Nationality Act;

(5) Persons granted conditional entry under Section 203(a)(7) of the Immigration and Nationality Act as in effect prior to April 1, 1980;

(6) Persons lawfully admitted for permanent residence under the Immigration and Nationality Act; ~~and~~

(7) Parolees, for at least one year, under Section 212(d)(5) of the Immigration and Nationality Act;-

(8) Nationals of Cuba or Haiti admitted on or after April 21, 1980;

(9) Amerasians from Vietnam, and their close family members, admitted through the Orderly Departure Program beginning on March 20, 1988;

(10) Persons identified by the federal Office of Refugee Resettlement (ORR) as victims of trafficking;

(11) Persons legally residing in the United States who were members of a Hmong or Highland Laotian tribe when the tribe helped United States personnel by taking part in a military or rescue operation during the Vietnam era (between August 5, 1965 and May 7, 1975); this also includes the person's spouse, a widow or widower who has not remarried, and unmarried dependent children;

(12) American Indians born in Canada under Section 289 of the Immigration and Nationality Act and members of an Indian tribe as defined in Section 4e of the Indian Self-Determination and Education Assistance Act; and

(13) Persons who are a spouse, widow, or child of a U.S. citizen or a spouse or child of a legal permanent resident (LPR) who have been battered or subjected to extreme cruelty by the U.S. citizen or LPR or a member of that relative's family who lived with them, who no longer live with the abuser or plan to live separately within one month of receipt of assistance and whose need for assistance is due, at least in part, to the abuse.

Those persons who are in the categories set forth in subdivisions 6 and 7 of this Section, who enter the United States on or after August 22, 1996, shall not be eligible for 5 years beginning on the date the person entered the United States.

The Illinois Department may, by rule, cover prenatal care or emergency medical care for non-citizens who are not otherwise eligible under this Section. Local governmental units which do not receive State funds may impose their own citizenship requirements and are authorized to provide any benefits and impose any citizenship requirements as are allowed under the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (P.L. 104-193). (Source: P.A. 90-17, eff. 7-1-97.)

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

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILLS ON THIRD READING

The following bills and any amendments adopted thereto were printed and laid upon the Members' desks. These bills have been examined, any amendments thereto engrossed and any errors corrected. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Pankau, HOUSE BILL 1414 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 116, Yeas; 2, Nays; 0, Answering Present.

(ROLL CALL 25)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative McAuliffe, HOUSE BILL 2573 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 118, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 26)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Leitch, HOUSE BILL 1843 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 118, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 27)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Washington, HOUSE BILL 2577 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 72, Yeas; 45, Nays; 0, Answering Present.

(ROLL CALL 28)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Wait, HOUSE BILL 1547 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 117, Yeas; 0, Nays; 0, Answering Present.

(ROLL CALL 29)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

On motion of Representative Wait, HOUSE BILL 1548 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 107, Yeas; 8, Nays; 2, Answering Present.

(ROLL CALL 30)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

HOUSE BILLS ON SECOND READING

HOUSE BILL 1091. Having been read by title a second time on March 27, 2003, and held on the order of Second Reading, the same was again taken up.

Representative Jones offered and withdrew Amendment No. 1.

Representative Jones offered the following amendment and moved its adoption.

AMENDMENT NO. 2

AMENDMENT NO. 2. Amend House Bill 1091 as follows:
on page 2, by replacing lines 19 through 22 with the following:

"the Department of State Police. Notice of the proposed expungement pursuant to subsections (1) and (2) of this Section shall be served upon the State's Attorney or prosecutor charged with the duty of prosecuting the offense, the Department of State Police, and the arresting agency for each arrest. If an objection is filed within 90 days of the notice of the proposed expungement, the court shall set a date for hearing. At the hearing the court shall hear evidence on whether the expungement should or should not be granted. Unless the State's Attorney or prosecutor, the Department of State Police, or an arresting agency objects to the expungement within 90 days of the notice, the court shall enter an order granting the expungement. Notice of the petition shall be served upon the State's Attorney and upon the arresting authority which is the subject of the petition for expungement."

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed; and the bill, as amended, was again advanced to the order of Third Reading.

HOUSE BILL 2485. Having been printed, was taken up and read by title a second time.

Floor Amendment No. 1 remained in the Committee on Agriculture & Conservation.

There being no further amendments, the bill was advanced to the order of Third Reading.

Having been printed, the following bills were taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILL 462.

Having been printed, the following bill was taken up, read by title a second time and held on the order of Second Reading: HOUSE BILL 1248.

HOUSE BILL 1952. Having been printed, was taken up and read by title a second time.

Representative Hultgren offered the following amendment and moved its adoption:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 1952 by replacing the title with the following:
"AN ACT creating the Naperville Park District Tax Levy Validation (1997) Act."; and
by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the Naperville Park District Tax Levy Validation (1997)

Act.

Section 5. The Naperville Park District having during 1997 adopted an annual levy ordinance within the time required by law for the subject fiscal year, having levied sums of money as required to defray all the necessary expenses and liabilities of the District for the subject fiscal year, and having passed an annual budget and appropriation and tax levy ordinance and certified the same to the County Clerks of DuPage and Will Counties, Illinois, within the time required by law, the appropriation ordinance and the tax levy ordinance, together with the taxes assessed, levied, and extended thereunder are hereby validated, ratified, and declared to be in full force and effect, notwithstanding that the notice published by the Park District deviated from the notice requirements of the Truth in Taxation Law of the Property Tax Code by: (i) omitting the words "or abated" in Division II; (ii) omitting a sentence in Division IV; and (iii) adding the word "Notice" as a title at the top of the notice.

Section 10. Nothing in this Act shall be construed as validating any tax levy in excess of the rate of taxation authorized by law for any fiscal year or for any purpose not permitted by the Illinois Constitution."

The motion prevailed and the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

Having been printed, the following bill was taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILL 1248.

HOUSE BILL 2200. Having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Environment & Energy, adopted and printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2200 on page 1, in line 7, by changing "Sec.16-103.5." to "Sec. 16-103.5."; and by deleting lines 8 through 31 on page 1 and all of pages 2 and 3.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL ON THIRD READING

The following bills and any amendments adopted thereto were printed and laid upon the Members' desks. This bill has been examined, any amendments thereto engrossed and any errors corrected. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Currie, HOUSE BILL 2234 was taken up and read by title a third time. And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: 69, Yeas; 42, Nays; 5, Answering Present.

(ROLL CALL 31)

This bill, having received the votes of a constitutional majority of the Members elected, was declared passed.

Ordered that the Clerk inform the Senate and ask their concurrence.

HOUSE BILLS ON SECOND READING

HOUSE BILL 2531. Having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Health Care Availability & Access, adopted and printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2531 on page 1 by replacing lines 11, 12, and 13 with the following:

"hospital-surgical-medical coverages. The program may"; and on page 1, line 16, by replacing "services" with "services, hearing evaluations, hearing aids, the dispensing and fitting of hearing aids,".

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

Having been printed, the following bill was taken up, read by title a second time and advanced to the order of Third Reading: HOUSE BILL 2591.

HOUSE BILL 3003. Having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Human Services, adopted and printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 3003 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Public Aid Code is amended by adding Section 9A-11.10 as follows:

(305 ILCS 5/9A-11.10 new)

Sec. 9A-11.10. Tiered-reimbursement rate system for child care providers.

(a) Subject to a specific appropriation for this purpose, the Department of Human Services shall create a tiered-reimbursement rate system for child care providers. The purpose of this tiered-reimbursement rate system is to establish a set of performance standards that provide support and economic incentives to help programs meet the standards that help children grow and learn. This system shall further help families identify high quality child care programs.

(b) The Department shall convene a working committee of its standing Child and Development Advisory Council to create the tiered-reimbursement rate system. The working committee shall consist of experts from the child care and early childhood education fields.

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

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

HOUSE BILL 2231. Having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Registration & Regulation, adopted and printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 2231 on page 2, by replacing lines 10 through 12 with the following:

"(d) Nothing in this Act shall be deemed to apply to the practice of hair braiding. For the purposes of this subsection (d), any one or any combination of the following processes constitute the practice of hair braiding: the process of interweaving an individual's natural hair; the process of interweaving together synthetic hair with human hair by hand; or similar work upon the hair of any person, which does not otherwise constitute the practice of cosmetology as defined in Section 3-1 of this Act."; and on page 2, in line 21, by changing "; (not braiding)," to "braiding,".

Floor Amendments numbered 2 and 3 remained in the Committee on Rules.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed; and the bill, as amended, was advanced to the order of Third Reading.

ACTION ON MOTIONS

Representative Krause moves to table HOUSE BILL 2475.
The motion was adopted.

Representative Mathias moves to table HOUSE BILL 3102.
The motion was adopted.

Representative Will Davis moves to table HOUSE BILL 3232.
The motion was adopted.

Representative Black moves to table HOUSE BILL 3546
The motion was adopted.

AGREED RESOLUTIONS

HOUSE RESOLUTIONS 181 and 182 were taken up for consideration.
Representative Currie moved the adoption of the agreed resolutions.
The motion prevailed and the Agreed Resolutions were adopted.

ACTION ON MOTIONS

Representative Mulligan moves to table HOUSE BILL 2928.
The motion was adopted.

Representative Mulligan moves to table HOUSE BILL 2935.
The motion was adopted.

At the hour of 5:12 o'clock p.m., Representative Currie moved that the House do now adjourn.
The motion prevailed.

And in accordance therewith and pursuant to SENATE JOINT RESOLUTION 29, the House stood adjourned until Wednesday, April 2, 2003, at 10:00 o'clock a.m.

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
QUORUM ROLL CALL FOR ATTENDANCE

April 01, 2003

0 YEAS

0 NAYS

117 PRESENT

P Acevedo	P Dunkin	P Leitch	P Phelps
P Aguilar	P Dunn	P Lindner	P Pihos
P Bailey	P Eddy	P Lyons, Eileen	P Poe
P Bassi	P Feigenholtz	P Lyons, Joseph	P Reitz
P Beaubien	P Flider	P Mathias	P Rita
P Bellock	P Flowers	P Mautino	P Rose
P Berrios	P Forby	P May	P Ryg
P Biggins	P Franks	P McAuliffe	P Sacia
P Black	P Fritchey	P McCarthy	P Saviano
P Boland	P Froehlich	P McGuire	P Schmitz
P Bost	P Giles	P McKeon	P Scully
P Bradley	P Graham	P Mendoza	P Slone
P Brady	P Granberg	P Meyer	P Smith
P Brauer	P Hamos	P Miller	P Sommer
P Brosnahan	P Hannig	P Millner	P Soto
P Burke	P Hartke	P Mitchell, Bill	P Stephens
P Capparelli	P Hassert	P Mitchell, Jerry	P Sullivan
P Chapa LaVia	P Hoffman	P Moffitt	P Tenhouse
P Churchill	P Holbrook	P Molaro	P Turner
P Collins	P Howard	P Morrow	P Verschoore
P Colvin	P Hultgren	P Mulligan	P Wait
P Coulson	P Jakobsson	P Munson	P Washington
P Cross	P Jefferson	P Myers	P Watson
P Cultra	P Jones	P Nekritz	P Winters
P Currie	P Joyce	P Novak	P Wirsing
P Daniels	A Kelly	P O'Brien	P Yarbrough
P Davis, Monique	P Kosel	P Osmond	P Younge
P Davis, Steve	P Krause	P Osterman	P Mr. Speaker
P Davis, Will	P Kurtz	P Pankau	
P Delgado	P Lang	P Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 3021
PUBLIC AID-TANF-AMOUNT
THIRD READING
PASSED

April 01, 2003

77 YEAS

31 NAYS

9 PRESENT

Y Acevedo	Y Dunkin	N Leitch	N Phelps
Y Aguilar	Y Dunn	P Lindner	Y Pihos
Y Bailey	N Eddy	Y Lyons, Eileen	Y Poe
P Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
P Beaubien	N Flider	P Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	N Rose
Y Berrios	Y Forby	Y May	Y Ryg
N Biggins	Y Franks	N McAuliffe	N Sacia
N Black	Y Fritchey	Y McCarthy	N Saviano
Y Boland	Y Froehlich	Y McGuire	N Schmitz
N Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
N Brady	Y Granberg	Y Meyer	Y Smith
P Brauer	Y Hamos	Y Miller	N Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	N Hartke	N Mitchell, Bill	N Stephens
Y Capparelli	P Hassert	N Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
N Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	N Verschoore
Y Colvin	N Hultgren	Y Mulligan	N Wait
Y Coulson	Y Jakobsson	N Munson	Y Washington
P Cross	Y Jefferson	P Myers	N Watson
N Cultra	Y Jones	Y Nekritz	N Winters
Y Currie	Y Joyce	Y Novak	N Wirsing
N Daniels	A Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	N Kosel	P Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	N Pankau	
Y Delgado	Y Lang	N Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 1484
ACT ON AGING-OMBUDSMAN
THIRD READING
PASSED

April 01, 2003

117 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	A Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 3107
 BOAT SAFETY-WATER SKIERS
 THIRD READING
 PASSED

April 01, 2003

112 YEAS

4 NAYS

1 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	N Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	N McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
N Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	P Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
N Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	A Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 3036
FOOD ANIMAL INSTITUTE
THIRD READING
PASSED

April 01, 2003

117 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	A Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 221
SURPLUS STATE PROPERTY
THIRD READING
PASSED

April 01, 2003

103 YEAS

13 NAYS

1 PRESENT

Y Acevedo	Y Dunkin	N Leitch	Y Phelps
Y Aguilar	N Dunn	N Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
P Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
N Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
N Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	N Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	N Hassert	Y Mitchell, Jerry	N Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	N Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
N Cross	Y Jefferson	Y Myers	Y Watson
N Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	N Wirsing
Y Daniels	A Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	N Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 2088
CIVIL PROCEDURE-TECH
THIRD READING
PASSED

April 01, 2003

84 YEAS

29 NAYS

4 PRESENT

Y Acevedo	Y Dunkin	N Leitch	N Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	N Eddy	Y Lyons, Eileen	N Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	N Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	N Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	P Franks	Y McAuliffe	N Sacia
Y Black	N Fritchey	N McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
N Bost	Y Giles	Y McKeon	P Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	N Granberg	Y Meyer	N Smith
P Brauer	Y Hamos	Y Miller	N Sommer
N Brosnahan	N Hannig	Y Millner	Y Soto
Y Burke	N Hartke	N Mitchell, Bill	N Stephens
Y Capparelli	Y Hassert	N Mitchell, Jerry	Y Sullivan
P Chapa LaVia	Y Hoffman	Y Moffitt	N Tenhouse
Y Churchill	N Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	N Myers	N Watson
Y Cultra	Y Jones	Y Nekritz	N Winters
Y Currie	N Joyce	Y Novak	Y Wirsing
Y Daniels	A Kelly	N O'Brien	Y Yarbrough
Y Davis, Monique	N Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	N Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	N Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 3671
 EMS-DISCIPLINARY ACTION
 THIRD READING
 PASSED

April 01, 2003

117 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	A Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 40
STATE LOAN ACT
THIRD READING
PASSED

April 01, 2003

116 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	A Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	A Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 3543
 METRO TRANSIT-AUTH-BID THRSILD
 THIRD READING
 PASSED

April 01, 2003

93 YEAS

23 NAYS

2 PRESENT

Y Acevedo	Y Dunkin	N Leitch	N Phelps
N Aguilar	N Dunn	Y Lindner	Y Pihos
Y Bailey	N Eddy	N Lyons, Eileen	Y Poe
P Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	N Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	N Forby	Y May	N Ryg
Y Biggins	N Franks	Y McAuliffe	P Sacia
N Black	N Fritchey	Y McCarthy	Y Saviano
N Boland	Y Froehlich	Y McGuire	Y Schmitz
N Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	N Mitchell, Bill	N Stephens
Y Capparelli	N Hassert	Y Mitchell, Jerry	Y Sullivan
N Chapa LaVia	Y Hoffman	Y Moffitt	N Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	N Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
N Coulson	N Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	N Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 3073
SCH CD-TEACH-BILINGUAL-CITIZEN
THIRD READING
PASSED

April 01, 2003

115 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	A Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	A Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	Y Kelly	A O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 44
 VEH CD-RENTAL CHARGE DISCLOSED
 THIRD READING
 PASSED

April 01, 2003

106 YEAS

12 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	N Phelps
Y Aguilar	N Dunn	Y Lindner	N Pihos
Y Bailey	N Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	N Rose
Y Berrios	N Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	N Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	N Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	N Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	N Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	Y Kelly	N O'Brien	Y Yarbrough
Y Davis, Monique	N Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 2386
DPHLTH-HIV/AIDS PILOT PROGRAM
THIRD READING
PASSED

April 01, 2003

116 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	A Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	A Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 75
 STATE FINANCE-DHS-FEDRAL FUNDS
 THIRD READING
 PASSED

April 01, 2003

118 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 2203
JUV CT-SPECIAL IMMIGRANT MINOR
THIRD READING
PASSED

April 01, 2003

118 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 2268
 HEALTH CARE JUSTICE ACT
 THIRD READING
 VERIFIED
 PASSED

April 01, 2003

60 YEAS

45 NAYS

11 PRESENT

Y Acevedo	Y Dunkin	N Leitch	Y Phelps
Y Aguilar	N Dunn	N Lindner	N Pihos
Y Bailey	N Eddy	P Lyons, Eileen	N Poe
N Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
N Beaubien	N Flider	P Mathias	Y Rita
N Bellock	Y Flowers	N Mautino	N Rose
Y Berrios	Y Forby	P May	Y Ryg
N Biggins	P Franks	N McAuliffe	N Sacia
P Black	Y Fritchey	Y McCarthy	N Saviano
Y Boland	P Froehlich	Y McGuire	N Schmitz
N Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
N Brady	N Granberg	N Meyer	Y Smith
N Brauer	Y Hamos	Y Miller	N Sommer
Y Brosnahan	Y Hannig	P Millner	Y Soto
Y Burke	Y Hartke	N Mitchell, Bill	N Stephens
Y Capparelli	N Hassert	N Mitchell, Jerry	N Sullivan
Y Chapa LaVia	Y Hoffman	N Moffitt	N Tenhouse
N Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	N Hultgren	N Mulligan	N Wait
P Coulson	Y Jakobsson	N Munson	Y Washington
N Cross	A Jefferson	N Myers	N Watson
N Cultra	Y Jones	Y Nekritz	N Winters
Y Currie	Y Joyce	Y Novak	P Wirsing
N Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	N Kosel	N Osmond	Y Younge
A Davis, Steve	P Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	P Kurtz	N Pankau	
Y Delgado	Y Lang	N Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 3530
 PUB BUILD COMMN-COMPETITIVE BI
 THIRD READING
 PASSED

April 01, 2003

90 YEAS

21 NAYS

1 PRESENT

Y Acevedo	Y Dunkin	N Leitch	N Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	N Eddy	Y Lyons, Eileen	N Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	N Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	N Rose
Y Berrios	Y Forby	N May	N Ryg
Y Biggins	N Franks	Y McAuliffe	Y Sacia
A Black	N Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	A Granberg	Y Meyer	Y Smith
N Brauer	Y Hamos	Y Miller	N Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	N Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
N Chapa LaVia	Y Hoffman	Y Moffitt	A Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	P Hultgren	Y Mulligan	N Wait
N Coulson	N Jakobsson	N Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	A Watson
N Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	N Joyce	Y Novak	A Wirsing
Y Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	N Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	A Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 1604
 CD CORR-BATTERY SPORTS OFFICIALS
 THIRD READING
 PASSED

April 01, 2003

113 YEAS

0 NAYS

3 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	P Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
A Cultra	Y Jones	Y Nekritz	Y Winters
P Currie	P Joyce	Y Novak	Y Wirsing
Y Daniels	A Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 230
AGRICULTURAL LAND PRESERVATION
THIRD READING
PASSED

April 01, 2003

117 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
A Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 2229
VEH CD-TINTED LAMP COVERS
THIRD READING
PASSED

April 01, 2003

117 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
A Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 2319
CIRCT CLERK FEE-MNTL HLTH PETN
THIRD READING
PASSED

April 01, 2003

117 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
A Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 237
 PROP TAX-ACCEPT EARLY PAYMENTS
 THIRD READING
 PASSED

April 01, 2003

113 YEAS

4 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
N Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
A Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	N Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	N Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
N Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 2784
CIVIL PROCEDURE-TECH
THIRD READING
PASSED

April 01, 2003

70 YEAS

47 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	N Leitch	Y Phelps
Y Aguilar	N Dunn	Y Lindner	N Pihos
Y Bailey	N Eddy	N Lyons, Eileen	N Poe
N Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
N Beaubien	Y Flider	N Mathias	Y Rita
N Bellock	Y Flowers	Y Mautino	N Rose
Y Berrios	Y Forby	Y May	Y Ryg
N Biggins	Y Franks	Y McAuliffe	N Sacia
N Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	N Froehlich	Y McGuire	N Schmitz
A Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
N Brady	Y Granberg	N Meyer	Y Smith
N Brauer	Y Hamos	Y Miller	N Sommer
Y Brosnahan	Y Hannig	N Millner	Y Soto
Y Burke	Y Hartke	N Mitchell, Bill	N Stephens
Y Capparelli	N Hassert	N Mitchell, Jerry	N Sullivan
Y Chapa LaVia	Y Hoffman	N Moffitt	N Tenhouse
N Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	N Hultgren	N Mulligan	N Wait
N Coulson	Y Jakobsson	N Munson	Y Washington
N Cross	Y Jefferson	N Myers	N Watson
N Cultra	Y Jones	Y Nekritz	N Winters
Y Currie	Y Joyce	Y Novak	N Wirsing
N Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	N Kosel	N Osmond	Y Younge
Y Davis, Steve	N Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	N Kurtz	N Pankau	
Y Delgado	Y Lang	N Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 3518
 TOBACCO PRODUCT ESCROW-REQUIRE
 THIRD READING
 PASSED

April 01, 2003

114 YEAS

0 NAYS

1 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	A Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	A Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	Y Kelly	Y O'Brien	Y Yarbrough
A Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	P Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 1414
MECHANICS LIEN-RENTAL
THIRD READING
PASSED

April 01, 2003

116 YEAS

2 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
N Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	N Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 2573
 LIQ CNTRL-LIABILITY INSURANCE
 THIRD READING
 PASSED

April 01, 2003

118 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 1843
HEALTH-TECH
THIRD READING
PASSED

April 01, 2003

118 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 2577
 PUB LABOR-SMALL GOVT UNITS
 THIRD READING
 PASSED

April 01, 2003

72 YEAS

45 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	N Leitch	Y Phelps
N Aguilar	N Dunn	N Lindner	N Pihos
Y Bailey	N Eddy	N Lyons, Eileen	Y Poe
N Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
N Beaubien	Y Flider	N Mathias	Y Rita
N Bellock	Y Flowers	N Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
N Biggins	Y Franks	N McAuliffe	N Sacia
N Black	Y Fritchey	Y McCarthy	N Saviano
Y Boland	N Froehlich	Y McGuire	Y Schmitz
N Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
N Brady	N Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	N Sommer
Y Brosnahan	Y Hannig	N Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	N Stephens
Y Capparelli	N Hassert	Y Mitchell, Jerry	N Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	N Tenhouse
N Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	N Hultgren	N Mulligan	N Wait
N Coulson	Y Jakobsson	N Munson	Y Washington
N Cross	Y Jefferson	N Myers	N Watson
N Cultra	Y Jones	Y Nekritz	N Winters
Y Currie	Y Joyce	Y Novak	N Wirsing
N Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	N Kosel	N Osmond	Y Younge
Y Davis, Steve	N Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	N Kurtz	N Pankau	
Y Delgado	Y Lang	A Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 1547
CRIM CD-RESISTING PEACE OFF
THIRD READING
PASSED

April 01, 2003

117 YEAS

0 NAYS

0 PRESENT

Y Acevedo	Y Dunkin	Y Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
Y Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
Y Bost	Y Giles	Y McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	Y Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	Y Tenhouse
Y Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	A Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	Y Wirsing
Y Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
Y Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
HOUSE BILL 1548
TOBACCO-POSSESSION-MINORS
THIRD READING
PASSED

April 01, 2003

107 YEAS

8 NAYS

2 PRESENT

Y Acevedo	Y Dunkin	N Leitch	Y Phelps
Y Aguilar	Y Dunn	Y Lindner	Y Pihos
Y Bailey	Y Eddy	Y Lyons, Eileen	Y Poe
Y Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	N Rita
Y Bellock	Y Flowers	Y Mautino	Y Rose
Y Berrios	Y Forby	Y May	Y Ryg
Y Biggins	Y Franks	Y McAuliffe	Y Sacia
N Black	Y Fritchey	Y McCarthy	Y Saviano
Y Boland	Y Froehlich	Y McGuire	Y Schmitz
N Bost	Y Giles	P McKeon	Y Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
Y Brady	Y Granberg	Y Meyer	Y Smith
Y Brauer	Y Hamos	Y Miller	Y Sommer
Y Brosnahan	Y Hannig	Y Millner	Y Soto
Y Burke	N Hartke	Y Mitchell, Bill	Y Stephens
Y Capparelli	Y Hassert	Y Mitchell, Jerry	Y Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	N Tenhouse
N Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
P Colvin	Y Hultgren	Y Mulligan	Y Wait
Y Coulson	Y Jakobsson	Y Munson	Y Washington
Y Cross	Y Jefferson	Y Myers	Y Watson
Y Cultra	Y Jones	Y Nekritz	Y Winters
Y Currie	Y Joyce	Y Novak	A Wirsing
Y Daniels	Y Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	Y Kosel	Y Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	Y Mr. Speaker
N Davis, Will	Y Kurtz	Y Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 HOUSE BILL 2234
 PROP TAX-PTAB-VALUATION APPEAL
 THIRD READING
 PASSED

April 01, 2003

69 YEAS

42 NAYS

5 PRESENT

Y Acevedo	Y Dunkin	N Leitch	Y Phelps
P Aguilar	N Dunn	N Lindner	N Pihos
Y Bailey	N Eddy	Y Lyons, Eileen	N Poe
N Bassi	Y Feigenholtz	Y Lyons, Joseph	Y Reitz
Y Beaubien	Y Flider	Y Mathias	Y Rita
N Bellock	Y Flowers	Y Mautino	N Rose
Y Berrios	Y Forby	Y May	Y Ryg
N Biggins	Y Franks	Y McAuliffe	N Sacia
N Black	A Fritchey	N McCarthy	Y Saviano
Y Boland	N Froehlich	A McGuire	N Schmitz
N Bost	Y Giles	Y McKeon	N Scully
Y Bradley	Y Graham	Y Mendoza	Y Slone
N Brady	Y Granberg	N Meyer	Y Smith
N Brauer	Y Hamos	N Miller	N Sommer
Y Brosnahan	Y Hannig	N Millner	Y Soto
Y Burke	Y Hartke	N Mitchell, Bill	N Stephens
Y Capparelli	N Hassert	Y Mitchell, Jerry	N Sullivan
Y Chapa LaVia	Y Hoffman	Y Moffitt	N Tenhouse
N Churchill	Y Holbrook	Y Molaro	Y Turner
Y Collins	Y Howard	Y Morrow	Y Verschoore
Y Colvin	N Hultgren	Y Mulligan	N Wait
Y Coulson	Y Jakobsson	N Munson	Y Washington
N Cross	Y Jefferson	N Myers	N Watson
N Cultra	Y Jones	Y Nekritz	N Winters
Y Currie	N Joyce	Y Novak	N Wirsing
N Daniels	P Kelly	Y O'Brien	Y Yarbrough
Y Davis, Monique	P Kosel	N Osmond	Y Younge
Y Davis, Steve	Y Krause	Y Osterman	P Mr. Speaker
P Davis, Will	Y Kurtz	N Pankau	
Y Delgado	Y Lang	Y Parke	

E - Denotes Excused Absence