

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-THIRD GENERAL ASSEMBLY

126TH LEGISLATIVE DAY

WEDNESDAY, MAY 12, 2004

12:00 O'CLOCK NOON

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The House met pursuant to adjournment.
Representative Hannig in the chair.
Prayer by Reverend Bill Clark with the Church of the Nazarene in Marseilles, IL.
Representative Brauer 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:
116 present. (ROLL CALL 1)

By unanimous consent, Representatives Hoffman and Hultgren were excused from attendance.

LETTER OF TRANSMITTAL

May 12, 2004

Mark Mahoney
Chief Clerk of the House
402 State House
Springfield, IL 62706

Dear Clerk Mahoney:

Please be advised that I am extending the Committee and/or Third Reading Deadline to May 31, 2004 for the following House Bills:

House Bill: 5417.

If you have any questions, please contact my Chief of Staff, Tim Mapes, at 782-6360.

With kindest personal regards, I remain

Sincerely yours,
s/Michael J. Madigan
Speaker of the House

REPORT 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 bill be reported "approved for consideration" and be placed on the order of Second Reading--
Short Debate: HOUSE BILL 5417.

That the resolutions be reported "recommends be adopted" and be placed on the House Calendar:
HOUSE RESOLUTIONS 906 and 908.

That the bill be reported "approved for consideration" and be placed on the order of Second Reading--
Short Debate: SENATE BILLS 755, 1005 and 1631.

The committee roll call vote on the foregoing Legislative Measures is as follows:

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

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

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

MOTIONS SUBMITTED

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

MOTION

Pursuant to Rule 18(g), I move to discharge the Committee on Rules from further consideration of HOUSE RESOLUTION 354 and advance to the order of Second Reading - Standard Debate.

STATE MANDATES FISCAL NOTE WITHDRAWN

Representative May withdrew her request for a State Mandates Fiscal Note on SENATE BILL 2525.

BALANCED BUDGET NOTE WITHDRAWN

Representative May withdrew her request for a Balanced Budget Note on SENATE BILL 2525.

CORRECTIONAL NOTE WITHDRAWN

Representative May withdrew her request for a Correctional Note on SENATE BILL 2525.

HOME RULE NOTE WITHDRAWN

Representative May withdrew her request for a Home Rule Note on SENATE BILL 2525.

LAND CONVEYANCE APPRAISAL NOTE WITHDRAWN

Representative May withdrew her request for a Land Conveyance Appraisal Note on SENATE BILL 2525.

HOME RULE NOTES SUPPLIED

Home Rule Notes have been supplied for SENATE BILLS 2215, as amended, and 2525.

STATE MANDATES FISCAL NOTES SUPPLIED

State Mandates Fiscal Notes have been supplied for SENATE BILLS 2215, as amended, and 2525.

FISCAL NOTE SUPPLIED

A Fiscal Note has been supplied for HOUSE BILL 7294.

MESSAGES FROM THE SENATE

A message from the Senate by
Ms. Hawker, Secretary:
Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has concurred with the House in the passage of bills of the following titles to-wit:

HOUSE BILL NO. 4862

A bill for AN ACT concerning organ donations.

HOUSE BILL NO. 4947

- A bill for AN ACT concerning procurement.
HOUSE BILL NO. 6902
- A bill for AN ACT concerning criminal law.
HOUSE BILL NO. 7030
- A bill for AN ACT concerning education.
HOUSE BILL NO. 7043
- A bill for AN ACT concerning minors.
HOUSE BILL NO. 7263
- A bill for AN ACT concerning flag displays.
Passed by the Senate, May 12, 2004.

Linda Hawker, Secretary of the Senate

REPORTS FROM STANDING COMMITTEES

Representative Smith, Chairperson, from the Committee on Approp-Elementary & Secondary Educ to which the following were referred, action taken on May 11, 2004, 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 7187.

The committee roll call vote on House Bill 7187 is as follows:
18, Yeas; 0, Nays; 0, Answering Present.

- | | |
|--|------------------------|
| Y Smith,Michael(D), Chairperson | Y Acevedo,Edward(D) |
| A Aguilar, Frank(R) | Y Bradley,John(D) |
| A Brauer,Rich(R) | Y Chapa LaVia,Linda(D) |
| A Collins,Annazette(D) | A Coulson,Elizabeth(R) |
| Y Cultra,Shane(R) | A Davis,William(D) |
| Y Delgado,William(D) | Y Dugan,Lisa(D) |
| A Eddy,Roger(R) | Y Flider,Robert(D) |
| Y Flowers,Mary(D), Vice-Chairperson | Y Gordon,Careen(D) |
| A Grunloh,William(D) | Y Howard,Constance(D) |
| Y Jakobsson,Naomi(D) | A Kosel,Renee(R) |
| Y Kurtz,Rosemary(R) | Y McCarthy,Kevin(D) |
| Y Mitchell,Jerry(R), Republican Spokesperson | Y Mulligan,Rosemary(R) |
| A Pihos,Sandra(R) | A Sacia,Jim(R) |
| Y Schmitz,Timothy(R) | Y Younge,Wyvetter(D) |

Representative Burke, Chairperson, from the Committee on Executive to which the following were referred, action taken on May 11, 2004, 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: SENATE BILL 3064.

That the Floor Amendment be reported “recommends be adopted”:
Amendment No. 1 to SENATE BILL 2257.

The committee roll call vote on Senate Bill 3064 is as follows:
8, Yeas; 3, Nays; 0, Answering Present.

- | | |
|--------------------------------|---|
| Y Burke,Daniel(D), Chairperson | Y Acevedo,Edward(D) (Colvin) |
| N Biggins,Bob(R) | Y Bradley,Richard(D), Vice-Chair. (Joe Lyons) |
| Y Capparelli,Ralph(D) (Turner) | A Hassert,Brent(R) |
| Y Jones,Lovana(D) | Y McKeon,Larry(D) |
| Y Molaro,Robert(D) | N Pankau,Carole(R), Republican Spokesperson |
| Y Saviano,Angelo(R) | N Winters,Dave(R) |

The committee roll call vote on Amendment No.1 to Senate Bill 2257 is as follows:

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

| | |
|---------------------------------|--|
| Y Burke, Daniel(D), Chairperson | A Acevedo, Edward(D) (Colvin) |
| Y Biggins, Bob(R) | Y Bradley, Richard(D), Vice-Chair. (Joe Lyons) |
| Y Capparelli, Ralph(D) (Turner) | A Hassert, Brent(R) |
| Y Jones, Lovana(D) | Y McKeon, Larry(D) |
| Y Molaro, Robert(D) | Y Pankau, Carole(R), Republican Spokesperson |
| Y Saviano, Angelo(R) | Y Winters, Dave(R) |

Representative Monique Davis, Chairperson, from the Committee on Appropriations-General Service to which the following were referred, action taken on May 11, 2004, 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 BILLS 7236 and 7251.

That the bill be reported “do pass” and be placed on the order of Second Reading-- Short Debate: HOUSE BILLS 7238, 7240, 7241, 7243, 7248, 7249, 7254, 7265 and 7267.

The committee roll call vote on House Bill 7251 is as follows:

4, Yeas; 3, Nays; 0, Answering Present.

| | |
|-------------------------------------|--|
| Y Davis, Monique(D), Chairperson | N Biggins, Bob(R), Republican Spokesperson |
| Y Boland, Mike(D), Vice-Chairperson | Y Burke, Daniel(D) |
| N Dunn, Joe(R) | N Sommer, Keith(R) |
| Y Verschoore, Patrick(D) | |

The committee roll call vote on House Bill 7241 is as follows:

4, Yeas; 0, Nays; 3, Answering Present.

| | |
|-------------------------------------|--|
| Y Davis, Monique(D), Chairperson | Y Biggins, Bob(R), Republican Spokesperson |
| P Boland, Mike(D), Vice-Chairperson | Y Burke, Daniel(D) |
| P Dunn, Joe(R) | P Sommer, Keith(R) |
| Y Verschoore, Patrick(D) | |

The committee roll call vote on House Bill 7236, 7238, 7240, 7243, 7248, 7249, 7254, 7265 and 7267 is as follows:

5, Yeas; 0, Nays; 2, Answering Present.

| | |
|-------------------------------------|--|
| Y Davis, Monique(D), Chairperson | Y Biggins, Bob(R), Republican Spokesperson |
| Y Boland, Mike(D), Vice-Chairperson | Y Burke, Daniel(D) |
| P Dunn, Joe(R) | P Sommer, Keith(R) |
| Y Verschoore, Patrick(D) | |

Representative Morrow, Chairperson, from the Committee on Appropriations-Public Safety to which the following were referred, action taken on May 11, 2004, 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 BILLS 7215, 7217, 7218, 7221, 7222, 7223, 7224, 7225, 7227, 7229 and 7230.

That the bill be reported “do pass” and be placed on the order of Second Reading-- Standard Debate: HOUSE BILL 7219.

The committee roll call vote on House Bill 7219 is as follows:

14, Yeas; 9, Nays; 1, Answering Present.

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|-----------------------------------|-----------------------------------|
| Y Morrow, Charles(D), Chairperson | Y Colvin, Marlow(D) |
| Y Delgado, William(D) | N Franks, Jack(D) |
| N Froehlich, Paul(R) | P Hultgren, Randall(R) (Beaubien) |
| Y Jones, Lovana(D) | Y Lyons, Joseph(D) |

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|------------------------|---|
| N Mathias,Sidney(R) | Y Mautino,Frank(D), Vice-Chairperson |
| N McAuliffe,Michael(R) | Y McGuire,Jack(D) |
| N Millner,John(R) | N Mitchell,Bill(R) |
| Y Molaro,Robert(D) | Y Nekritz,Elaine(D) |
| N Osmond,JoAnn(R) | Y Phelps,Brandon(D) |
| Y Rita,Robert(D) | Y Ryg,Kathleen(D) |
| A Saviano,Angelo(R) | N Schmitz,Timothy(R), Republican Spokesperson |
| N Stephens,Ron(R) | A Wait,Ronald(R) |
| Y Washington,Eddie(D) | Y Yarbrough,Karen(D) |

The committee roll call vote on House Bill 7215, 7217 and 7218 is as follows:
22, Yeas; 2, Nays; 0, Answering Present.

| | |
|----------------------------------|---|
| Y Morrow,Charles(D), Chairperson | Y Colvin,Marlow(D) |
| Y Delgado,William(D) | N Franks,Jack(D) |
| Y Froehlich,Paul(R) | Y Hultgren,Randall(R) (Beaubien) |
| Y Jones,Lovana(D) | Y Lyons,Joseph(D) |
| Y Mathias,Sidney(R) | Y Mautino,Frank(D), Vice-Chairperson |
| Y McAuliffe,Michael(R) | Y McGuire,Jack(D) |
| Y Millner,John(R) | N Mitchell,Bill(R) |
| Y Molaro,Robert(D) | Y Nekritz,Elaine(D) |
| Y Osmond,JoAnn(R) | Y Phelps,Brandon(D) |
| A Rita,Robert(D) | Y Ryg,Kathleen(D) |
| Y Saviano,Angelo(R) | Y Schmitz,Timothy(R), Republican Spokesperson |
| Y Stephens,Ron(R) | A Wait,Ronald(R) |
| Y Washington,Eddie(D) | Y Yarbrough,Karen(D) |

The committee roll call vote on House Bill 7221, 7222, 7223, 7224, 7225, 7227 and 7229 is as follows:
23, Yeas; 2, Nays; 0, Answering Present.

| | |
|----------------------------------|---|
| Y Morrow,Charles(D), Chairperson | Y Colvin,Marlow(D) |
| Y Delgado,William(D) | N Franks,Jack(D) |
| Y Froehlich,Paul(R) | Y Hultgren,Randall(R) (Beaubien) |
| Y Jones,Lovana(D) | Y Lyons,Joseph(D) |
| Y Mathias,Sidney(R) | Y Mautino,Frank(D), Vice-Chairperson |
| Y McAuliffe,Michael(R) | Y McGuire,Jack(D) |
| Y Millner,John(R) | N Mitchell,Bill(R) |
| Y Molaro,Robert(D) | Y Nekritz,Elaine(D) |
| Y Osmond,JoAnn(R) | Y Phelps,Brandon(D) |
| Y Rita,Robert(D) | Y Ryg,Kathleen(D) |
| Y Saviano,Angelo(R) | Y Schmitz,Timothy(R), Republican Spokesperson |
| Y Stephens,Ron(R) | A Wait,Ronald(R) |
| Y Washington,Eddie(D) | Y Yarbrough,Karen(D) |

The committee roll call vote on House Bill 7230 is as follows:
20, Yeas; 4, Nays; 0, Answering Present.

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|----------------------------------|--------------------------------------|
| Y Morrow,Charles(D), Chairperson | Y Colvin,Marlow(D) |
| Y Delgado,William(D) | N Franks,Jack(D) |
| N Froehlich,Paul(R) | Y Hultgren,Randall(R) (Beaubien) |
| Y Jones,Lovana(D) | Y Lyons,Joseph(D) |
| N Mathias,Sidney(R) | Y Mautino,Frank(D), Vice-Chairperson |
| Y McAuliffe,Michael(R) | Y McGuire,Jack(D) |
| Y Millner,John(R) | N Mitchell,Bill(R) |
| Y Molaro,Robert(D) | Y Nekritz,Elaine(D) |
| Y Osmond,JoAnn(R) | Y Phelps,Brandon(D) |
| Y Rita,Robert(D) | Y Ryg,Kathleen(D) |

A Saviano,Angelo(R)
 Y Stephens,Ron(R)
 Y Washington,Eddie(D)

Y Schmitz,Timothy(R), Republican Spokesperson
 A Wait,Ronald(R)
 Y Yarbrough,Karen(D)

CHANGE OF SPONSORSHIP

Representative Madigan asked and obtained unanimous consent to be removed as chief sponsor and Representative Smith asked and obtained unanimous consent to be shown as chief sponsor of SENATE BILL 1631.

INTRODUCTION AND FIRST READING OF BILLS

The following bills were introduced, read by title a first time, ordered printed and placed in the Committee on Rules:

HOUSE BILL 7300. Introduced by Representative May, AN ACT concerning environmental safety.

HOUSE BILL 7301. Introduced by Representatives Cross - Kosel - Mitchell, Jerry - Eddy, AN ACT concerning education.

HOUSE BILL 7302. Introduced by Representative Black, AN ACT concerning transportation.

HOUSE BILL 7303. Introduced by Representative Jones, AN ACT concerning taxes.

RESOLUTIONS

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

HOUSE RESOLUTION 894

Offered by Representative Brosnahan:

WHEREAS, The members of the Illinois House of Representatives wish to recognize Kristy Worthen of Salem, Arkansas on her efforts to raise public awareness of mental illness throughout the United States; and

WHEREAS, Kristy Worthen is a professional artist, public speaker, and mental health advocate; she suffered from bipolar disorder for seven years before she was finally properly diagnosed with bipolar disorder, a mental illness; she has been in the wellness stage for the past three years thanks to access to the new lines of medication that are available today; and

WHEREAS, She is currently touring the 50 States on a "Shedding Light Tour" to increase awareness of mental health issues and to help erase the stigma of mental illness; she has designed and hand painted a five-foot by nine foot "Mental Health Flag"; the flag has a picture of a lighthouse on one side with a beam of light shining out over the water and the inscription, "Shedding Light On Mental Health Issues"; and

WHEREAS, When Arkansas Lt. Governor Winthrop Rockefeller heard Kristy's story, he was so impressed with the meaning the flag symbolized that he took it to the National Lieutenant Governors Association (NLGA) meeting and asked them to fly the Mental Health Flag one day at each state capitol to focus attention on mental health issues; the NLGA has adopted this as one of its projects and now Kristy Worthen and the mental health flag are currently on tour visiting each state capitol to fly her flag; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we proclaim May 11, 2004, "Kristy Worthen Mental Health Day" and urge Illinois residents to help promote awareness of mental illness and the importance of diagnosis and treatment; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Kristy Worthen as a token of our respect and esteem.

HOUSE RESOLUTION 895

Offered by Representative Younge:

WHEREAS, It is the long-standing policy of this State that no person should suffer unnecessarily from cold or hunger, or be deprived of shelter or the basic rights incident to shelter; at the present time, many persons have been rendered homeless as a result of economic adversity, a severe shortage of affordable housing, and increased stress due to the complexity of daily living that has created an inability on the part of those persons to interact in society; and

WHEREAS, No person's rights, privileges, or access to public services may be denied or abridged solely because he or she is homeless; such a person possesses the same rights and privileges as any other citizen of this State; and

WHEREAS, These rights include but are not limited to the following:

- (1) The right to live in any community in this State in which he or she can afford to live;
- (2) The right to choose a type of living arrangements in accordance with local regulations without harassment or interference from any other citizen or from any public or private entity;
- (3) The right to employment and training opportunities in accordance with his or her interests and abilities;
- (4) The right to access emergency medical health services in any health care facility doing business in this State;
- (5) The right to manage his or her own personal finances notwithstanding his or her living arrangements, unless (i) the person voluntarily signs a written agreement, sworn to and witnessed before a notary public, authorizing an individual or agency to manage his or her finances, (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) the person has been ruled or adjudicated by a court of competent jurisdiction to be incompetent to manage his or her financial affairs;
- (6) The right to not be coerced or penalized in any way for not taking any medication or for not undergoing any medical treatment that has not been authorized by a qualified physician;
- (7) In the case of a group living arrangement or long-term care facility, the right to receive and sign any check, voucher, or other warrant or legal tender issued in his or her name before the moneys may be expended by the person's landlord or a public or private agency, unless the person waives the right in a writing sworn to before a notary public; if the person is unable to sign his or her name, the person may make his or her signature with an "X" that is witnessed by 2 other persons not employed or directly associated with the landlord or agency, preferably a relative or guardian of the person or someone designated by the person beforehand;
- (8) The right to vote, which may not be denied solely because the person does not have a permanent residence, notwithstanding any provision of the Election Code;
- (9) The right of visitation with family members, friends, clergy, and professional or public consultants notwithstanding the person's living arrangements, as long as the visitation does not interfere with the smooth operation of the person's place of residence;
- (10) The right to receive public services or accommodations offered to any other citizen of this State in accordance, with established eligibility guidelines for those services; and
- (11) The right to confidentiality of records; homeless shelters should 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 should 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;
 - (C) 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; and

WHEREAS, A task force should be created to study these rights and others possessed by homeless persons and make recommendations concerning legislation that is needed to ensure that homeless persons are able to fully enjoy all of their rights; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the House Task Force on the Rights of the Homeless is created, consisting of 9 members appointed by the Speaker of the House of Representatives as follows: 4 members who are legislators; 4 members of the public who represent advocates for homeless persons; and one chairperson of the task force; and be it further

RESOLVED, That the task force shall study the rights of homeless persons, including the rights set forth in this Resolution as well as other rights possessed by homeless persons; the task force shall conduct hearings in various geographic areas of the State as it deems appropriate and shall give interested persons an opportunity to present oral or written evidence, or both, concerning the rights of homeless persons and barriers to homeless persons' enjoyment of their rights; and be it further

RESOLVED, That the task force shall report its findings and recommendations to the House of Representatives no later than January 1, 2005.

HOUSE RESOLUTION 898

Offered by Representative Burke:

WHEREAS, The status of fragmented building requirements in Illinois is of serious concern to those involved in building, design, and construction; and

WHEREAS, Of the 102 counties in this State, less than half have adopted a building code; and

WHEREAS, Over 40 states have adopted some portion of a model building code; and

WHEREAS, Illinois already has adopted a statewide plumbing code and a statewide accessibility code; and

WHEREAS, Building codes promote public safety; and

WHEREAS, Illinois does not have a statewide building code, but does have a collection of building requirements not equitably administered and enforced within the construction industry; and

WHEREAS, Illinois citizens are entitled to safe, affordable, and responsible accommodations; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that there is created a Task Force on a Uniform Building Code for the purpose of examining and making recommendations pertaining to the adoption of a uniform building code for the State of Illinois; and be it further

RESOLVED, That the Task Force shall be comprised of 2 House members, one appointed by the Speaker of the House and one appointed by the House Minority Leader; 2 Senate members, one appointed by the Senate President and one appointed by the Senate Minority Leader; one person appointed by the Governor; one person appointed by an organization representing home builders; one person appointed by an organization representing roofing contractors; one person appointed by an organization representing architects; one person appointed by an organization representing structural engineers; one person appointed by an organization representing building trades; one person appointed by an organization representing realtors; one person appointed by an organization representing code administrators; one person appointed by an organization representing municipal governments in the State; one person appointed by the Office of the State Fire Marshal; and representatives of any other organizations who express interest in writing of their participation to the Illinois Building Commission or its successor agency; and be it further

RESOLVED, That the Task Force members shall serve on a voluntary basis and shall be responsible for any costs associated with their participation in the Task Force; and be it further

RESOLVED, That the Task Force shall meet a minimum of 4 times; and be it further

RESOLVED, That the Illinois Building Commission or its successor agency shall facilitate the Task

Force and shall summarize its findings and recommendations in a written report to the Governor and the General Assembly no later than January 31, 2005.

HOUSE RESOLUTION 906

Offered by Representative Mendoza:

WHEREAS, The members of the House of Representatives of the State of Illinois were saddened to learn of the death of Jim Paskiewicz of Bolingbrook; and

WHEREAS, Mr. Paskiewicz, lovingly referred to by all who knew him as "Mr. P.", was a 31 year resident of Bolingbrook with his wife, Linda, and his four children, Joshua, Adam, Jonathon, and Susan; he coached T-ball and soccer in the community, park district, and high school programs for 30 years, and he touched the lives of thousands of participants in those programs; and

WHEREAS, Mr. Paskiewicz was a FIFA and Illinois High School Association (IHSA) certified soccer referee for 12 years; he earned his Certified Illinois Assessing Officer designation in 2003 and was a Deputy Assessor in DuPage Township from 2003 to 2004; and

WHEREAS, Mr. Paskiewicz was on staff at Bolingbrook High School from 1987 to 2004; he coached the Bolingbrook Raider high school boys' and girls' soccer programs for 16 years; he taught "pride in the program", instilling in his players value and honor by dressing up on game days; he taught the concept of "respect" to his players, on and off the field; he worked as a special education teacher and became assistant athletic director at the high school as well; and

WHEREAS, Mr. P was famous for giving anything that breathed a nickname and was legendary for his favorite "Put the ball in the flippin net!" saying; and

WHEREAS, Mr. Paskiewicz was known for his positive attitude, his huge heart, his love for soccer, his love for cooking, and his love for young people; he was devoted to his family, especially his granddaughter, Annika; he was a personal friend to scores of people; he was giving with his time, his spirit, and his love; he was a father figure with influence and impacted countless students, many of whom are successful doctors, lawyers, business entrepreneurs, public servants, and parents; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that along with all who knew and loved him, we mourn the death of Jim Paskiewicz, and because of the major impact he made in his community and specifically in the lives of so many student athletes, we urge the Valley View School District Board #365U and Mayor Roger Claar to name the outdoor athletic complex housing the soccer and football fields of the new Bolingbrook High School in his honor; and be it further

RESOLVED, That copies of this resolution be presented to the Valley View School District Board #365U and Mayor Roger Claar, and that a suitable copy of this resolution be presented to the family of Jim Paskiewicz.

HOUSE RESOLUTION 907

Offered by Representative Leitch:

WHEREAS, Some of the most significant acts of substantive legislation enacted during each spring session of each General Assembly are contained in the annual Budget Implementation bill or bills enacted by the legislature in the final weeks of each year's legislative spring session; and

WHEREAS, Historically, and in view of the Constitutional role of the Governor as the Chief Executive of the State, the draft or drafts of the Budget Implementation bills for each fiscal year are prepared by the Governor's Office of Management and Budget; and

WHEREAS, Historically, and in view of the Constitutional role of the General Assembly as the chief lawmaking body of the State, a co-equal branch of State government with the Office of the Governor, the Governor's office has presented the annual Budget Implementation bill or bills to the General Assembly in a manner that allows timely and thoughtful consideration of these bills, and their various elements, by General Assembly members; and

WHEREAS, General Assembly members are responsible, in the eyes of the people of Illinois, for the elements contained in each year's Budget Implementation bills, because they have voted on them and

enacted them into law; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the Governor to coordinate the unveiling and presentation of his Fiscal Year 2005 Budget Implementation bills, and gubernatorial amendments to these bills, with the leaders of the 4 General Assembly caucuses; and be it further

RESOLVED, That we urge the Governor, the Speaker of the House of Representatives, and the President of the Senate to cooperate in such a manner as to ensure that the members of each house of the General Assembly are given at least 24 hours for study and analysis of each gubernatorial Fiscal Year 2005 Budget Implementation bill or amendment prior to any vote being taken on these bills or amendments on the House floor, on the Senate floor, in House committee, or in Senate committee; and be it further

RESOLVED, That copies of this resolution be presented to the Governor of the State of Illinois, Rod Blagojevich, and to the Director of the Office of Management and Budget, John Filan.

HOUSE RESOLUTION 908

Offered by Representative Moffitt:

WHEREAS, Firefighters are part of an unselfish organization of men and women who hold devotion to duty above personal risk and count dedication to service above personal comfort and convenience; and

WHEREAS, Firefighters carry on the tradition of service to their community and strive unceasingly to find better ways of protecting their fellow human beings from the ravages of fire and disaster; and

WHEREAS, Dedicated firefighters from across Illinois respond to the urgent call for assistance and put their lives and personal safety at risk to save the lives and property of Illinois citizens; and

WHEREAS, The Illinois Firefighter Memorial recognizes the firefighters who have given their lives in the line of duty and to those who heroically serve with courage, pride, and honor; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the second Thursday of May of each year hereafter shall be known as the "Illinois Medal of Honor and Firefighter Memorial Day" throughout the State of Illinois.

HOUSE RESOLUTION 911

Offered by Representative Leitch:

WHEREAS, The Department of Central Management Services, after making a decision to eliminate OSF HealthPlans as a managed care plan option for State employees and some State retirees beginning in Fiscal Year 2005, has decided to reopen the bidding process; and

WHEREAS, Approximately 15,000 Illinois residents are covered by OSF HealthPlans as a result of its contract with the State; and

WHEREAS, In 2004, OSF HealthPlans has received an "Excellent" accreditation status, the highest possible level, for its HMO and POS products from the National Committee for Quality Assurance for its 28-county service area in Illinois; this status is based on a review of how a health plan ensures that its members are receiving high quality care and service; and

WHEREAS, Developing a long-term relationship with a trusted family physician can greatly improve the quality of health care; however, the elimination of OSF HealthPlans as a managed care plan option would mean that some State employees who wish to remain in an HMO would not be able to keep their current primary physician, thereby disrupting the continuity of care for those employees and their families; and

WHEREAS, Job preservation is a high priority for the State of Illinois; because OSF HealthPlans is headquartered in downstate Illinois, the enrollment of State employees with OSF HealthPlans provides jobs to downstate Illinois residents; any movement of State employees to other managed care plans headquartered elsewhere would have the effect of moving jobs elsewhere; and

WHEREAS, All of the consequences of any action taken by the Department of Central Management Services should be fully considered in determining whether that action is in the best interests of the State of Illinois; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL

ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the Department of Central Management Services to give due consideration to the needs of State employees, retirees, and dependents in determining whether to keep OSF HealthPlans as a managed care plan option; and be it further

RESOLVED, That a copy of this resolution be delivered to Michael M. Rumman, the Director of Central Management Services.

HOUSE RESOLUTION 917

Offered by Representative Younge:

WHEREAS, Many citizens of Illinois are facing an economic struggle to pay grocery bills and fill their cars' gas tanks, but downstate homeowners face the additional burden of astronomical property taxes; and

WHEREAS, The over-reliance of government on property taxes to generate ever increasing revenues has resulted in an unstable and unpredictable system that drains the resources of homeowners who are hard-pressed to afford the nearly constant tax increases; and

WHEREAS, It is past time to reexamine the property tax system in Illinois in order to reevaluate its goals and determine alternative methods of achieving its purposes; therefore be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that there is created the Property Tax Task Force consisting of 9 members appointed by the Speaker of the House of Representatives; and be it further

RESOLVED, That the Property Tax Task Force shall conduct a study of the property tax system in Illinois and investigate methods of reducing the reliance on property taxes and alternative methods of funding; and be it further

RESOLVED, That the members of the Task Force shall serve without compensation but shall be reimbursed for their reasonable and necessary expenses; and be it further

RESOLVED, That the Task Force shall submit its findings to the House of Representatives no later than January 1, 2005, at which time the Task Force is dissolved.

HOUSE JOINT RESOLUTION 82

Offered by Representative Ryg:

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

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

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

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

WHEREAS, Some Illinois employers have recognized the impact of housing and transit options on their employee recruitment and retention, and in response, have implemented low-cost programs that expand their employees' adequate affordable housing and/or mass transit options, and the State could promote these corporate models to encourage similar efforts by other companies; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there is created the Corporate Location Efficiency Task Force that shall hear testimony from State agencies and private entities and shall be appointed as follows: 4 voting members appointed from the House of Representatives, with 2 members appointed by the Speaker of the House of Representatives and 2 members appointed by the Minority Leader of the House of Representatives, with the majority caucus members serving at the pleasure of the Speaker of the House of Representatives and the minority caucus members

servicing at the pleasure of the Minority Leader of the House of Representatives; 4 voting members appointed from the Senate, with 2 members appointed by the President of the Senate and 2 members appointed by the Minority Leader of the Senate, with majority caucus members serving at the pleasure of the President of the Senate and the minority caucus members serving at the pleasure of the Minority Leader of the Senate; and up to 12 non-voting members appointed from pertinent fields or disciplines by the legislative members of the Task Force by majority vote from the following categories: housing advocates, transportation advocates, public interest groups, labor, local municipalities, and businesses; a majority of the legislative appointees shall select a legislative member of the Task Force to serve as chairperson; and be it further

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

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

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

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

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

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

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

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

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

HOUSE JOINT RESOLUTION 83

Offered by Representative May:

WHEREAS, Mercury is a highly toxic substance that can cause serious human health and ecological effects; and

WHEREAS, The improper disposal of mercury-containing products can cause serious health and ecological effects when released into the environment; and

WHEREAS, Some automakers have historically used mercury in switches for convenience lighting, antilock braking systems, and active ride control systems; and

WHEREAS, It is estimated that over 210 million vehicles currently in use in the United States contain an estimated 200 tons of mercury; and

WHEREAS, The use of mercury in automotive applications presents significant challenges for the industries involved in end-of-life vehicle recycling; and

WHEREAS, An effective, comprehensive approach is necessary to properly manage mercury from the existing fleet of vehicles, thereby protecting human health and the environment from the potential impacts of automotive mercury; and therefore be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL

ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there should be created the Joint Task Force on Mercury Vehicle Components to identify programs and methods that recover and collect mercury switches and, where practical, other mercury components from motor vehicles; and be it further

RESOLVED, In evaluating mercury collection programs and methods, the Task Force, at a minimum, shall consider (i) the existing infrastructure for recovering and collecting mercury components; (ii) efforts to reduce the use of mercury components in vehicles; (iii) in-use and end-of-life strategies that facilitate the recovery and collection of vehicle mercury components; (iv) appropriate target collection rates for recovering mercury vehicle components; (v) funding options and incentives to remove and safely manage vehicle mercury components; (vi) regulations that encourage the proper handling and management of mercury components once they have been removed from vehicles; and (vii) public outreach to promote awareness and facilitate involvement in programs to collect and recover mercury vehicle components; and be it further

RESOLVED, That the Task Force shall be composed of 8 members as follows: 2 members appointed by the President of the Senate; 2 members appointed by the Senate Minority Leader; 2 members appointed by the Speaker of the House; and 2 members appointed by the House Minority Leader; in addition, the Director of the Environmental Protection Agency or his or her designee, the Director of Commerce and Economic Opportunity or his or her designee, and the Director of Natural Resources or his or her designee shall serve as non-voting members; and be it further

RESOLVED, That the Task Force shall prepare and submit a report to the General Assembly that includes recommendations for administrative, funding, and legislative changes that may be necessary to effectively recover and collect mercury components from motor vehicles in the State; and be it further

RESOLVED, That the report shall be submitted to the General Assembly by January 1, 2005; and be it further

RESOLVED, That a suitable copy of this resolution be delivered to the Director of the Environmental Protection Agency, the Director of Commerce and Economic Opportunity, and the Director of Natural Resources.

HOUSE JOINT RESOLUTION 84

Offered by Representative Meyer:

WHEREAS, Current medical, scientific, and academic evidence clearly demonstrate that listening and speaking communication skills and literacy in the English language provide deaf and hard of hearing children with the best opportunity to: (1) achieve a high quality of life and maximum contribution to society with a corresponding reduction in total cost to society, (2) participate in the spoken language communication of their families, their schools, their communities and society at large, (3) participate in the mainstream classroom setting, and (4) progress in the general education curriculum with a minimum of support; and

WHEREAS, There are a large number of public entities involved with the services of Hearing Screening for Newborns, Early Intervention, and public deaf education, and it is very difficult for all the public entities to communicate with one another and more difficult for parents to navigate through the system; and

WHEREAS, Both the early intervention system and public education system should provide a choice of communication options to deaf and hard of hearing children; and

WHEREAS, Both the early intervention system and the public education system should be non-biased and well-informed when sharing information with children and their families on the available options; and

WHEREAS, Communication options in Illinois should include sign language options, auditory options, auditory-oral and auditory-verbal, and the Cued Speech option; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there is created the Joint Task Force on Deaf and Hard of Hearing Education Options consisting of 8 members appointed as follows: 2 members of the Senate appointed by the President of the Senate, 2 members of the Senate appointed by the Minority Leader of the Senate, 2 members of the House of Representatives appointed by the Speaker of the House of Representatives, and 2 members of the House of Representatives appointed by the Minority Leader of the House of Representatives; and be it further

RESOLVED, That all members of the Task Force shall serve without compensation; and be it further

RESOLVED, That the chairperson of the Task Force shall be selected by the members from among its membership and shall meet at the call of the chairperson; and be it further

RESOLVED, That the Task Force can appoint members as it sees fit to serve as representatives of the deaf and hard of hearing population of Illinois or the Illinois education system for the deaf and hard of hearing; and be it further

RESOLVED, That it is the duty of the Task Force to undertake a comprehensive and thorough review of education and services available to the deaf and hard of hearing in Illinois with the intent of making recommendations that would ensure that: (1) one public entity, which represents and supports all of the communication and service options for the deaf and hard of hearing, from birth until the age of 3, would be responsible for the entire Hearing Screening for Newborns and the Early Intervention system in the State, (2) the public education system, beginning at the age of 3, would be responsible to represent and support all of the communication and service options for the deaf and hard of hearing in the State, (3) a comprehensive and official State document would be developed to describe what services are provided, the procedures, and who is responsible, and (4) all groups would be non-biased and consistent in the information they provide to parents and families of the deaf and hard of hearing; and be it further

RESOLVED, That the Task Force may request assistance from any entity necessary or useful for the performance of its duties; and be it further

RESOLVED, That the Task Force shall issue a report with its recommendations to the General Assembly on or before January 1, 2005.

AGREED RESOLUTIONS

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

HOUSE RESOLUTION 896

Offered by Representative Kosel:

WHEREAS, The Illinois House of Representatives commends Advocate Hope Children's Hospital and the Keyser Family on the dedication and many hours of work that went into the building of the Keyser Family Pediatric Cancer Center that will benefit multitudes of children who are suffering the ravages of cancer; and

WHEREAS, This body joins in the celebration of the opening of the Keyser Family Pediatric Cancer Center at a special evening taking place on Tuesday, May 18th, 2004; and

WHEREAS, The compassion and generosity of Advocate Hope Children's Hospital and the Keyser family to join together to lend their personal and heartfelt support to make children whole is to be commended; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Advocate Hope Children's Hospital and the Keyser family for their combined efforts to complete this center for the treatment and care of the children of this State; and be it further

RESOLVED, That suitable copies of this resolution be presented to Advocate Hope Children's Hospital and the Keyser family as a token of our respect and esteem.

HOUSE RESOLUTION 897

Offered by Representative Munson:

WHEREAS, The members of the House of Representatives of the State of Illinois are pleased to congratulate the Elgin Area Chamber of Commerce on being named one of 2003's top ten economic development groups in North America by Site Selection magazine; and

WHEREAS, Site Selection magazine, the industry's lead publication, picked Elgin's chamber as one of its top 10 from a field of 300 applying organizations; there are more than 1,500 such groups nationwide; it estimated the Elgin chamber had led or assisted in efforts that brought 2,311 new jobs to Elgin and \$67.8

million in corporate capital investments in 2003; and

WHEREAS, The key to making the Elgin chamber one of the best has been creating cooperative arrangements with government agencies, businesses, and organizations; in addition to frequent work with the city, the Elgin chamber also collaborates frequently with Kane County and the Department of Commerce and Economic Opportunity to keep jobs and businesses in town or attract new ones; and

WHEREAS, The Elgin chamber's largest such partnership program is its "Challenge 21" campaign, in which government agencies and private businesses and organizations work together to promote corporate investment in the community; volunteers with Challenge 21 focus on business retention and expansion, work force development, business recruitment, enhancing Elgin's image, and transportation and development; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate the Elgin Area Chamber of Commerce on being named one of 2003's top ten economic development groups in North America by Site Selection magazine; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Elgin Area Chamber of Commerce as an expression of our respect and esteem.

HOUSE RESOLUTION 899

Offered by Representative Osmond:

WHEREAS, The members of the House of Representatives are pleased to congratulate the Navy Junior ROTC Rifle Team of Zion Benton Township High School on winning first place at the 2004 Secretary of the Navy National Championships at Fort Benning, Georgia, and placing third at the All-Service national competition; and

WHEREAS, The team competed against 582 Navy JROTC teams; the first place win qualified the team to compete at the All-Service competition which adds the Army and Marine ROTC units; with a total of 1,200 teams with 6,000 shooters competing, the Navy Junior ROTC Rifle Team of Zion Benton Township High School placed third, the highest a Navy team has ever finished in the history of the competition; and

WHEREAS, The members of the team are David Ferger, Chad Loesch, Justin Myers, John Pitts, and Eric Poulsen; the coach of the team is Master Chief Dan Hackstein; and

WHEREAS, Cadet Eric Poulsen was one of the top 8 shooters and qualified for finals; he placed third overall; and

WHEREAS, At the Illinois State National Rifle Association Team Junior Olympic tryouts, Eric Poulsen, David Ferger, and Jon Pitts qualified to represent the State of Illinois at the World Championship match in July in Idaho; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Navy Junior ROTC Rifle Team of Zion Benton Township High School on winning first place at the 2004 Secretary of the Navy National Championships and on placing third at the All-Service competition; and be it further

RESOLVED, That a suitable copy of this resolution be presented to each member and the coach of the Navy Junior ROTC Rifle Team of Zion Benton Township High School as an expression of our esteem and with best wishes for their future success.

HOUSE RESOLUTION 900

Offered by Representative Black:

WHEREAS, The members of the House of Representatives of the State of Illinois are pleased to congratulate Joseph Kessler of Danville on being named the Illinois National Guard's Youth of the Year; and

WHEREAS, Joseph Kessler is a freshman at Danville High School; in the past year, he logged more than 2,000 hours volunteering in various ways to assist families whose loved ones have been deployed through the military or are preparing for deployment; and

WHEREAS, In his efforts to assist the families, Joseph has been found carrying groceries, babysitting,

and doing various other odd jobs; he has been doing this kind of volunteer work for the past 4 years; and

WHEREAS, Joseph comes from a military family; his father has been deployed 7 times since Joseph was 18 months old, most recently to Operation Desert Storm, so Joseph can relate to the families that he helps; and

WHEREAS, His mother, Anne Kessler, works for Military Personnel Services Corp., a private company that contracts with the military to provide support services to families with relatives in the military, which provided the initial inspiration for Joseph to begin his volunteer efforts; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Joseph Kessler of Danville on being named the Illinois National Guard's Youth of the Year, and we thank him for his unselfish efforts to help his fellow citizens of Illinois; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Joseph Kessler as an expression of our respect and esteem for his outstanding volunteer efforts.

HOUSE RESOLUTION 901

Offered by Representative Black:

WHEREAS, The members of the House of Representatives of the State of Illinois are pleased to recognize milestone events for businesses of the State; and

WHEREAS, It has come to our attention that Earl Gaudio and Son, Inc. of Vermilion County is celebrating the 100th anniversary of its inception; the company has the distinction of being the only wholesale beer distributor to have 100 years of exclusive relationship with Anheuser-Busch; and

WHEREAS, The family business was started in 1904 in Benld by the Gaudio family; during Prohibition, Anheuser-Busch bottled soft drinks and built carriages and freezers, and the Gaudio family distributed the legal beverages; and

WHEREAS, Earl Gaudio, the second generation in the family to run the business, joined his father in the family business in the late 1940s; in 1956, the family became aware of a beer distributorship available for sale in Danville, and the family moved its business to Vermilion County; and

WHEREAS, Dennis Gaudio became the third generation to serve in the family business in 1972; his son, Eric, came on board in 2001, making him the fourth generation to run the family business; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Earl Gaudio and Son, Inc. on the occasion of its 100th anniversary; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Gaudio family as an expression of our respect and esteem.

HOUSE RESOLUTION 902

Offered by Representatives Colvin, Miller and Giles:

WHEREAS, The members of the House of Representatives of the State of Illinois learned with regret of the death of Stephen Lamar Roberson on April 19, 2004; and

WHEREAS, Mr. Roberson was born on January 31, 1959, in Chicago, to Jewel Ray and Essie-Deen Roberson; he attended Bernice Childs Elementary, Kellar Junior High, and Dwight D. Eisenhower High School; he was baptized at Good Shepherd Lutheran Church, where he served as an altar boy; he received his GED and his Associate's Degree at a later date; and

WHEREAS, Mr. Roberson married Diane Webster; she preceded him in death; he married Andrea Maple on April 17, 1999; and

WHEREAS, The passing of Stephen Lamar Roberson has been deeply felt by many, especially his wife, Andrea Roberson; his son, Stephen, Jr.; his stepdaughter, Shannon; his grandchildren, Stephen, Stephanie, and Te'asia; his stepchildren, Damons Maple (I) and Quiana Maple; his step-grandchildren, Damons Maple (II), Damons Maple (III), Joshua Maple, Kailynn Maple, and Quirah Maple; his father, Jewel Ray Roberson; his siblings, Jewel Renee Hammond (Gregory), Andrea Ray Roberson, Rochelle Deen Jones (Greg), Gregory Leon Roberson (Alicia), Vincent Michael Roberson (Tonya), and Victor Lawrence

Roberson (Keya); his good friend, Cheryl McAllister; and his many nieces, nephews, cousins, relatives, and friends; 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 Stephen Lamar Roberson, and we extend our deepest sympathy to his family, friends, and all who knew and loved him; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the family of Stephen Lamar Roberson as an expression of our sincere condolences.

HOUSE RESOLUTION 903

Offered by Representative Feigenholtz:

WHEREAS, The members of the House of Representatives of the State of Illinois are pleased to congratulate Rabbi Meir Shapiro on the occasion of his retirement after 40 years of service as principal at Arie Crown Hebrew Day School; and

WHEREAS, Rabbi Shapiro, the son of the late Rabbi Dr. Joseph and Bluma Shapiro, was raised in Pittsburg, where his father served as the revered spiritual leader of a prominent synagogue; and

WHEREAS, In addition to having earned a Master's Degree in Educational Supervision, Rabbi Shapiro received his rabbinic ordination in 1956, from Rabbi Yaakov Kamenetzky, widely recognized as one of the greatest Torah scholars of the past century; and

WHEREAS, Rabbi Shapiro has served the students of Arie Crown Hebrew Day School with devotion to the development of each individual, for the past 40 years; during that time, Arie Crown Hebrew Day School has tripled in size to more than 600 students and become one of the most prominent and successful Jewish day schools in the United States; and

WHEREAS, Rabbi Shapiro has served as a role model for the intellectual, spiritual, moral, and character development of his students; he has been a mentor to hundreds of teachers, and has been a positive influence in the lives of thousands of young Jewish men and women, many of whom have become leaders in the Chicago Jewish community and beyond; and

WHEREAS, Rabbi Shapiro and his wife, Elizabeth Fischer Shapiro, have 2 children, Leah and Hillel, who both attended and graduated from Arie Crown Hebrew Day School; Rabbi and Mrs. Shapiro are the proud grandparents of 13 children; and

WHEREAS, Mrs. Shapiro served Arie Crown Hebrew Day School as an involved parent, rising through the ranks to serve as president of the Parent Teacher Association, and she has also served for many years as the supervisor of early childhood education for the Associated Talmud Torahs of Chicago; and

WHEREAS, On Sunday, June 6, 2004, Rabbi and Mrs. Shapiro will be honored by those whose lives he has touched, and who will be forever grateful for his special and lifelong dedication to education, with a banquet and other festivities; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Rabbi Meir Shapiro on the occasion of his retirement after 40 years of dedicated service as principal at Arie Crown Hebrew Day School; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Rabbi Meir Shapiro as an expression of our respect and esteem.

HOUSE RESOLUTION 904

Offered by Representative Slone:

WHEREAS, The members of the House of Representatives of the State of Illinois learned with regret of the death in Iraq of U.S. Army Reserves Sergeant Elmer C. Krause of Greensboro, North Carolina, on Friday, April 9, 2004; and

WHEREAS, Elmer C. Krause was born on April 26, 1963, and he grew up in Vallejo, California; he first entered the military when he was 21, serving in the U.S. Navy, then enlisting in the U.S. Army Reserves in February of 1987; he was promoted to sergeant in July of 1995; and

WHEREAS, Sergeant Krause served first with the 424th Transportation Company, based in Galax,

Virginia, and transferred to the 724th Transportation Company, based out of Bartonville, last November; he had hoped to provide leadership to younger soldiers; and

WHEREAS, At his home in Greensboro, Sergeant Krause worked as a painter; he was a fan of the San Francisco Giants and Jeff Gordon; his son was especially important to him; and

WHEREAS, The passing of Sergeant Elmer C. Krause has been deeply felt by many, especially his son, Jonathan, his brothers and sisters, and his many other family members and friends; 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 Sergeant Elmer C. Krause, and we extend our sincerest condolences to his family, friends, and all who knew and loved him; and be it further

RESOLVED, That we honor the memory of Sergeant Krause and his willingness to serve our country, which led to him making the ultimate sacrifice; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the family of Sergeant Elmer C. Krause as an expression of our deepest sympathy.

HOUSE RESOLUTION 905

Offered by Representative Grunloh:

WHEREAS, The members of the Illinois House of Representatives were saddened to learn of the tragic death of Army Cpl. Forest Joseph Jostes of Albion on April 4, 2004 in Baghdad, Iraq; and

WHEREAS, Forest Joseph Jostes was born on April 30, 1982, in Warrensburg, Missouri, the son of Von and Diane Ibbotson; and

WHEREAS, He joined the Army on his 17th birthday and became a member of the 25th Army Combat Engineers out of Lawrenceville; he later joined active duty with the 1st 82nd Field Artillery as part of the 1st Calvary out of Ft. Hood, Texas; he had been in Iraq for about three weeks; he was a decorated soldier and received four Army Achievement Awards; and

WHEREAS, He volunteered on April 4, 2004 for a quick response team to rescue 20 soldiers who had been pinned down by insurgents; he was a gunner in the rescue humvee, going down narrow streets to reach the trapped soldiers, that was fired upon by the insurgents; it was that attack that claimed his life; his parents were notified of his death by Casualty Assistance Officer, Jeremiah Aeschleman, who helped the family through this tragedy with his kind support; and

WHEREAS, Cpl. Jostes was a fine Christian man and was a member of Albion First Baptist Church; he carried the 91st Psalm with him wherever he went; and

WHEREAS, The passing of Army Cpl. Forest Joseph Jostes will be deeply felt by many, especially his parents, Von and Diane Ibbotson; his sister, Michelle Lee Teeter and her husband, Brian; his brothers, Benjamin L. Jostes and Evan R. Ibbotson; his grandparents, John and Laura Ibbotson, Glen and Darlene Kellison, and Norman and Shirley Costley; his nieces and nephews; and his several aunts, uncles, and cousins; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that that together with his family, friends, educators, community, and fellow members of the United States Armed Forces, we mourn the death of Army Cpl. Forest Joseph Jostes, who will be remembered as a patriotic, brave and courageous man, and offer our deepest sympathy to all who knew and loved him; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the family of Army Cpl. Forest Joseph Jostes as an expression of our deepest sympathy.

HOUSE RESOLUTION 909

Offered by Representative Miller:

WHEREAS, The members of the House of Representatives of the State of Illinois are pleased to congratulate the members of the Thornridge High School drama program on winning the Illinois High School Association's first prize for contest play and second prize for group interpretation at the State competition; and

WHEREAS, Students in the program performed their rendition of August Wilson's "The Piano Lesson" in the contest play category; their performance for the group interpretation category featured "Sweat" by Zora Neale Hurston; and

WHEREAS, "The Piano Lesson" was directed by Bill Kirksey, Yvonne Nesbitt, Tom Paliga, and Cindy McKinnon; the cast included Dion Rice, Donald Conley, Anthony Richardson, Mandy Lewis, Camille Smith, James Miller, and Reginald Simmons; members of the technical crew included Stephanie Jackson, Kimberly Shine, Richard Paisley, Adebunmi Adeboje, Cordell Edmonds, Robert Brown, Candice Blanks, Bianca Borrucas, Corrine Ross, Phil Roach, Bradlee Barnes, Jon Thorton, Erica Prince, Bethany Harris, Phylicia Tarver, Tanesha Danridge, Dominique Thompson, April McEwen, Darren Hudson, Jesus Poppel, Darrow Alexander, Deandre Emery, Eddie Salgado, Wilma Moore, Sylvester Veal, Nishaat Farooqui, Laura Galindo, Annaleida Navarro, Jenea Eskridge, and Ashli Hill; and

WHEREAS, "Sweat" was directed by Tim Sweeney, Sara Sweeney, and Tom Paliga; the cast included Donald Conley, Mandy Lewis, Dion Rice, Reginald Simmons, James Miller, Donna Carroll, Anthony Richardson, Nakeisha Johnson, and Warren Harris; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate the members of the Thornridge High School drama program on winning the Illinois High School Association's first prize for contest play and second prize for group interpretation at the State competition; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Thornridge High School drama program as an expression of our respect and esteem.

HOUSE RESOLUTION 910

Offered by Representative Scully:

WHEREAS, The members of the Illinois House of Representatives wish to congratulate and thank Lt. Colonel Cecial L. Bates on completing his tour of combat duty in Iraq; and

WHEREAS, Cecial L. Bates, a Lieutenant Colonel in the U.S. Army Reserves serving with the 308th Civil Affairs Brigade, first started serving his country in uniform in August 1967 with the U.S. Army; he served in the Illinois National Guard from 1975 to 1988, when he went on to serve in the U.S. Army Reserve; and

WHEREAS, In 1996, Lt. Col. Bates served in Operation Joint Endeavor in Bosnia-Herzegovina where he was awarded the NATO Medal and the United Nations Medal; and

WHEREAS, Lt. Col. Bates has received numerous awards and medals, including the Illinois Army National Guard Medal of Valor, several Army Commendations Medals, several Army Achievement Medals, the Armed Forces Expeditionary Medal, the Armed Forces Medal, and many others; and

WHEREAS, Lt. Col. Bates once again answered his country's call to duty in February 2003 when his unit was called to Iraq; for his outstanding service in Iraq, Lt. Col. Bates was awarded the Bronze Star, one of the highest and most prestigious medals given out to members of the U.S. Army with a "V" indicating the medal was awarded for acts of combat heroism and valor; and

WHEREAS, Lt. Col. Bates is a respected leader of the Sauk Village community, serving on many boards and committees, including serving on the school board of Community Consolidated Schools District 168 as Vice-President; and

WHEREAS, The people of Illinois understand the dangers that Lt. Col. Bates faced on a day to day basis in Iraq and the heroism needed to lead soldiers into combat, and recognize that by serving his country for more than 35 years, many times in combat, Lt. Col. Bates is a true patriotic hero, and without citizens like him the people of the State of Illinois and the United States of America would not enjoy the freedom and liberty that they do; therefore be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Lt. Col. Bates on returning home to Sauk Village safely and as a victorious hero of Operation Iraqi Freedom; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Lt. Colonel Cecial L. Bates as a token of our deepest and most sincere thanks to a man who has selflessly served his country and community for all of his life.

HOUSE RESOLUTION 912

Offered by Representative Lang:

WHEREAS, The members of the House of Representatives of the State of Illinois are pleased to congratulate Steven K. Hartman as he retires as director of the Skokie Park District; and

WHEREAS, Mr. Hartman graduated from Indiana State University in Terre Haute, Indiana, with a Bachelor of Science in recreation and parks administration in 1970; he served as the program director for the Wiconico County Recreation Commission in Salisbury, Maryland, from 1970 to 1972; from 1972 to 1993, he was director of the Lisle Park District, where he managed a multi-million dollar budget; and

WHEREAS, In 1993, Mr. Hartman became director of the Skokie Park District; during his tenure, many parks were renovated and maintenance storage was expanded; with the momentum created by a redevelopment program, the district, along with the assistance of a Citizens Advisory Committee held public hearings and neighborhood forums specifically targeted to the redevelopment of the indoor community centers and outdoor pools; in 1995, the Weber Leisure Center opened, including a gym, fitness center, running track, numerous multi-purpose programming rooms, and the administrative headquarters of the district; and

WHEREAS, Under the leadership of Mr. Hartman, the district opened several new facilities, including the Devonshire Aquatic Center, a new day care center, an artificial outdoor ice rink, a teen center called "The Spot", Sports Park, and the Thomas J. Dammrich Rowing Center; and

WHEREAS, Mr. Hartman is a member of several professional organizations, including the National Recreation and Park Association, where he served on the Board of Trustees from 1997 to 2004; the Great Lakes Regional Council, where he was chairman in 1992; the Illinois Park and Recreation Association; the Suburban Park and Recreation Association; the Midwest Park Institute; and the Park District Risk Management Association Board of Directors, where he served as chairman in 1988 and 1989; and

WHEREAS, Mr. Hartman has been recognized for his efforts in the park district arena; in 1978, he was in Who's Who - Outstanding Young Men in America; he was a recipient of the President's Award from the Illinois Park and Recreation Association in 1985; he received a Meritorious Service Award from the Illinois Park and Recreation Association in 1992; he was chosen to receive the Great Lakes Regional Council Service Award from the National Recreation and Park Association in 1992; and he received the Fellow Award from the Illinois Park and Recreation Association in 1993; and

WHEREAS, In 1995, and 1996, the Skokie Park District was recognized by the National Parks and Recreation Association (NRPA) as a finalist for the Gold Medal Award; in 1996, the district received the Distinguished Park and Recreation Agency Certification from the Joint Illinois Parks and Recreation Association and Illinois Association of Park Districts accreditation committee; in 1997, the district won the Gold Medal Award for Excellence in Park and Recreation Management; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Steven K. Hartman as he retires as director of the Skokie Park District; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Steven K. Hartman as an expression of our respect and esteem.

HOUSE RESOLUTION 913

Offered by Representative Lang:

WHEREAS, The members of the Illinois House of Representatives wish to recognize Rabbi and Mrs. Yaakov Rajchenbach on being chosen by the Chicago Center for Torah and Chesed as the recipients of the Parnes Torah V'Chesed Award; and

WHEREAS, The Chicago Center for Torah and Chesed is an organization committed to the twin goals of furthering and fostering Torah growth and Chesed outreach; and

WHEREAS, The Rajchenbach's embody the Middah of Chesed and exemplify total dedication to Torah and their community; and

WHEREAS, Rabbi and Mrs. Yaakov Rajchenbach will be honored at the annual banquet of the Chicago Center for Torah and Chesed on May 23, 2004 at the Midwest Conference Center in Chicago; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we recognize Rabbi and Mrs. Yaakov Rajchenbach for their commitment to the principles of the Chicago Center for Torah and Chesed and on being honored as Parnes Torah V'Chesed Award recipients; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Rabbi and Mrs. Yaakov Rajchenbach as a token of our respect.

HOUSE RESOLUTION 914

Offered by Representative Biggins:

WHEREAS, The members of the House of Representatives of the State of Illinois are pleased to congratulate Oak Brook Police Chief Allen Pisarek on the occasion of his retirement after 30 years of service with the Oak Brook Police Department; and

WHEREAS, Chief Pisarek was born on June 8, 1947, in Chicago; he attended St. Rita High School, graduating in 1965; he holds an an associate's degree from the College of DuPage, a B.A. with honors from Elmhurst College, and an M.S. degree from Lewis University; he valiantly served his country in the U.S. Army from 1966 to 1968 and was a decorated staff sergeant; he served in Vietnam and among his honors was a Purple Heart; and

WHEREAS, Chief Pisarek graduated from the police academy in Champaign in 1974; he received additional training at Elmhurst College, Northwestern University, from the Illinois Training Board, and the Police Executive Research Forum; he was the 18th police chief in the State of Illinois to be awarded Police Chief Certification by the Illinois Association of Chiefs of Police; in 2000, he received the Public Safety Executive Leadership Award from the Northwestern University Center for Public Safety; and

WHEREAS, Chief Pisarek began his career in Oak Brook in 1974, gaining a promotion to sergeant in 1981, and becoming lieutenant in 1987; he has been the Chief of Police since October of 1997; and

WHEREAS, Chief Pisarek is known for his work ethic and his integrity; he was instrumental in the planning for a remodeled police department, supervised the creation of a new traffic unit to strengthen Oak Brook's community policing efforts, and played a part in the conclusion of a contract stalemate with the union representing the department's officers; and

WHEREAS, Chief Pisarek is married to Nancy; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Oak Brook Police Chief Allen Pisarek on the occasion of his retirement; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Chief Allen Pisarek as an expression of our respect and esteem.

HOUSE RESOLUTION 915

Offered by Representative Younge:

WHEREAS, The members of the House of Representatives of the State of Illinois are pleased to congratulate Mrs. Elizabeth Thomas on the occasion of her retirement after 38 years in education; and

WHEREAS, Mrs. Thomas earned a Bachelor of Science degree in Elementary Education from Southern Illinois University at Edwardsville and a Masters of Education degree from the University of Missouri-St. Louis; in addition, she holds administrative certificates in Missouri and Illinois; and

WHEREAS, Mrs. Thomas is currently a fourth grade teacher at McHenry Elementary School and will retire at the end of the 2003-2004 school year; her career began in 1966 at Park Elementary School, where she taught third and fourth grades; in 1980, she was assigned to the newly constructed McHenry School, where she continued her fourth grade teaching duties as well as many extra activities and committees; and

WHEREAS, In her extra duties at McHenry Elementary, Mrs. Thomas has chaired the Courtesy Committee since 1980, has been presenter at In-Service meetings and St. Clair County Teachers Institute; served on district committees to develop Student Learning Objectives and Developmental Learning Objectives; served on textbook selection committees; served on the Social Studies Curriculum Alignment Committee, with focus on History of East St. Louis; has been a judge for SIU-E Trio Science Fair;

mentored student teachers; and submitted instructional ideas that were published in the Seedbed Journal of SIU-E's Teachers Center Project; and

WHEREAS, Mrs. Thomas has been a member of the McHenry School Improvement Committee since its inception; she presented Component 2 of the School Improvement Plan to the State Quality Review Team; she presently serves as co-chairman of the committee; and

WHEREAS, Mrs. Thomas has received numerous awards and recognitions for her professional contributions, including the Rhodia Miller Memorial Award-Mathews Dickey Boys' Club, the Eminent Educator Award-Phi Delta Kappa, the Delta Great Teacher Award-Delta Sigma Theta Sorority, and she is listed in Who's Who Among America's Teachers-1990 First Edition; and

WHEREAS, Mrs. Thomas is an active member of New Sunny Mount Baptist Church in St. Louis, Missouri, where she has been chairman of the Board of Christian Education, and is currently serving as vice-chairman; other past and present professional and civic memberships include: Delta Sigma Theta Sorority-past president St. Louis Alumnae; Top Ladies of Distinction-St. Louis Chapter-Assistant Recording Secretary; International Training in Communication; the National Council of Teachers of Mathematics; the International Reading Association; and the Greater St. Louis English Teachers Association; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Mrs. Elizabeth Thomas on the occasion of her retirement after 38 years as an educator, and we thank her for her many years of dedicated service to her students; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Mrs. Elizabeth Thomas as an expression of our respect and esteem.

HOUSE RESOLUTION 916

Offered by Representative Younge:

WHEREAS, The members of the Illinois House of Representatives were saddened to learn of the death of Myrtle Bernadine Gilliam Officer on April 23, 2004; and

WHEREAS, Myrtle Bernadine Gilliam was born on April 22, 1923, in Okolona, Mississippi to Raymond G. Gilliam and Myrtle Robinson Gilliam; sadly, her mother died three months after her birth; her maternal grandparents, B.I. and Florence Robinson, reared her in their home on Pearl Street in Jackson, Mississippi; and

WHEREAS, She received her formal education from the Jackson, Mississippi Public School System and graduated from Lanier High School in 1941; following graduation, she spent her college freshman year at Tougaloo College in Tougaloo, Mississippi; it was there she met a handsome, young soldier named Marion E. Officer who would become her partner for life; and

WHEREAS, They were united in Holy Matrimony April 25, 1944, a few days before he was deployed to Europe during World War II; she moved to East St. Louis and lived with his parents while waiting for his return; they were blessed with three children, a daughter, Bernadette, and two sons, Carl and Marion, Jr.; and

WHEREAS, Mrs. Officer was extremely instrumental in assisting her husband when he succeeded his parents as the President of Officer Funeral Home in 1954; she made the difficult decision to leave her family in September 1956 to attend Worsham College of Mortuary Science in Chicago; she received her degree in June of 1957; following a one year apprenticeship, she became a licensed funeral director and embalmer in the State of Illinois in 1958; following the death of her husband in 1989, she became the CEO of the Officer Funeral Homes; under her leadership, the firm continued the legacy of providing excellence in funeral service and service to the community; and

WHEREAS, As a community leader, Mrs. Officer was involved in numerous local and national organizations including: Venus Temple #1042 I.B. P.O.E. of W (charter member), Queen Elizabeth Chapter #16 Order of the Eastern Star, the East St. Louis Women's Club, and the Las Amigas Club; she was also a member of a number of professional organizations including: the International Order of the Golden Rule, the National Funeral Directors Association, St. Clair County Association of Family Owned Funeral Homes, St. Clair County Funeral Directors Association, and the Missouri Funeral Directors and Embalmers Association; and

WHEREAS, Mrs. Officer enjoyed three things; shopping, more shopping, and shopping until you drop;

she was as happy shopping at the Dollar Store as she was uptown; when her health prevented her from indulging her passion, she found comfort in QVC; and

WHEREAS, Mrs. Officer's greatest accomplishment was being a mother and grandmother; she never ceased teaching or nurturing her family with wisdom and love; she was a quiet tower of determination and strength; and

WHEREAS, The passing of Myrde Bernadine Gilliam Officer will be deeply felt by many, especially her loving children, Ms. M. Bernadette Officer, Mayor Carl E. Officer (Lisa), and Mr. Marion E. Officer, II, (Adrienne); her grandchildren, Melanie B. Officer, Marion E. Officer, III, and Carli E. Officer; her step-grandchildren, Roderick J. Lewis and Ryan J. Lewis; her sister, Ramona Gilliam Roberts; her second loving family, Mrs. Ada N. Woodson, Mrs. Jocelyn Woodson Reed, Ms. Natalie Woodson, Mr. Brandon W. Reed, and Mrs. Patricia A. Thornton (Wayman); Rev. Delancey H. Moore, Sr., (Debra), Delancey H. Moore, II, and Darrington Moore; her cousins, Mrs. Annie Johnson (Jesse) and Mrs. Beverly Anderson (Maurice); her many nieces, nephews, and godchildren; her other relatives and many friends; her St. Luke A.M.E. Church family; and her loyal and devoted staff; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we mourn the death of Myrtle Bernadine Gilliam Officer along with all who knew and loved her and extend our sincere condolences to her family, friends, and community; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the family of Myrtle Bernadine Gilliam as a token of our deepest sympathy.

HOUSE RESOLUTION 918

Offered by Representatives Burke, Saviano, Joseph Lyons, McAuliffe and Madigan:

WHEREAS, The members of the Illinois House wish to recognize Rev. John P. Minogue, C.M., who has served DePaul University for eleven years as its President and will step down from that position in June 2004; and

WHEREAS, Under his leadership, DePaul University became the largest private university in Illinois and the largest Catholic university in the United States during 1998-99, the year marking its Centennial celebration; and

WHEREAS, Fr. Minogue has successfully expanded the diversity of DePaul University's student body, enabling access to quality, holistic higher education to a broad range of Illinois residents; and

WHEREAS, Fr. Minogue has sponsored numerous programs benefiting this State in the spirit of service inspired by St. Vincent DePaul, the university's namesake; and

WHEREAS, Under Fr. Minogue's leadership and vision, DePaul University expanded its international programs enabling students and faculty to obtain a better understanding of other cultures and raising the profile of our State internationally; and

WHEREAS, Fr. Minogue revolutionized the access to and implementation of technology at DePaul, enhanced the university's service to students, and during his tenure, oversaw the growth of the School of Computer Science, Telecommunications, and Information Systems into one of the largest such academic programs in the nation; and

WHEREAS, Fr. Minogue has served the nation as member of the Advisory Committee to the National Aeronautics and Space Administration, and furthered the dissemination of space science discoveries in Illinois schools; and

WHEREAS, Fr. Minogue has served on the Board of Trustees of Children's Memorial Hospital and has championed the cause of delivering quality health care to the children of Illinois; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we recognize the extraordinary contributions that Rev. John Minogue has made to this State and to DePaul University; and we wish him well in his future endeavors; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Rev. John P. Minogue as a token of our respect and esteem.

HOUSE RESOLUTION 919

Offered by Representative Saviano:

WHEREAS, The members of the Illinois House of Representatives wish to congratulate the 2004 Holy Cross High School cheerleading squad on becoming the United Performing Association (UPA) Varsity One Division Champions and being crowned High School Cheerleaders Grand Champions, the highest honor cheerleaders can receive; and

WHEREAS, UPA began in 1988 and from local to international events, UPA continues to be a leading organizer of cheer and dance events across the United States and around the world; and

WHEREAS, UPA is proud to recognize individuals and teams for their outstanding academic performance and talent; the organization continually strives to reward individuals who excel not only in cheerleading and dance, but also in the classroom; and

WHEREAS, Holy Cross High School of River Grove has been competing in UPA for 3 years; and

WHEREAS, The members of the cheerleading squad are Audrey Bojar, Marissa Bielok, Frankie Bluestein, Courtney Bruggeman, Claire Connolly, Jamie Cummings, Lisa Cummings, Christine Dazzo, April DiStefano, Theresa Fifarek, Cath Garrity, Natalie Giuffre, Colleen Gregus, Kira Grottola, Kristina Jubera, Katie Leonardo, Stefanie Mirabile, Lxi Montano, Angela Nunez, Deanna Paloian, Sabel Parker, Joelle Pateno, Kristen Peterson, Liz Sciacotta, Evann Scibek, Daniella Smid, Valerie Velez, Natalie Walsh, and Angela Wilk; and

WHEREAS, The squad is led by coaches Roseann Scorpio, Nancy Donlan, and Cindy Cummings; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate the Holy Cross High School cheerleading squad on becoming the United Performing Association (UPA) Varsity One Division Champions and being crowned High School Cheerleaders Grand Champions; and we wish the team continued success in all its future endeavors; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Holy Cross High School of River Grove as a token of our respect.

HOUSE RESOLUTION 920

Offered by Representative Steve Davis:

WHEREAS, The members of the Illinois House of Representatives wish to congratulate Nona Alverda Tierney, an esteemed resident of Alton, on the occasion of the celebration of her 90th birthday in September 2004; and

WHEREAS, Nona Alverda Tierney was born on September 7, 1914 in Bridgewater, Iowa, one of eleven children born to parents Guy Greenleaf Lowry and Carrie Clyde Standley; and

WHEREAS, She attended school in Fontanelle, Iowa and earned her teacher's certificate in elementary education in 1932; and

WHEREAS, She married William Patrick Tierney on February 12, 1938 in Wheatland, Wyoming; and

WHEREAS, Nona Alverda Tierney and William Tierney had three children, Sherryl A. Unger, William P. Tierney, and Mary E. Tierney; they have 6 grandchildren, 7 great-grandchildren, and 2 great-great-grandchildren; and

WHEREAS, She has lived at 400 Brentwood Street in Alton for 62 years and takes great pride in maintaining her yard and flower beds; she also researched and published a book on the history of Brentwood Street; and

WHEREAS, She has been an active member of the First Christian Church of Alton since 1945; and

WHEREAS, Nona Alverda Tierney has been a teacher's aid in the Grandparents Program of the Alton school system for 18 years (1979-1997); and

WHEREAS, She volunteered as a Gray Lady visiting patients at a local hospital; and she was honored by the Masons in recognition of her contributions to the community; and

WHEREAS, She compiled and published a memorial volume honoring the life of her daughter Mary E. Tierney; and

WHEREAS, During the years she has lived in Alton, Nona Alverda Tierney has used her wide variety of life experiences to help others; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we extend heartiest congratulations and best wishes to Nona Alverda Tierney on the occasion of her 90th birthday; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Nona Alverda Tierney as an expression of our respect and esteem.

SENATE BILLS ON THIRD READING

The following bills and any amendments adopted thereto were printed and laid upon the Members' desks. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Delgado, SENATE BILL 3166 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 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.

On motion of Representative Lang, SENATE BILL 3174 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 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.

On motion of Representative Fritchey, SENATE BILL 3184 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 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.

SENATE BILLS ON SECOND READING

Having been read by title a second time on May 29, 2003 and held, the following bill was taken up and held on the order of Second Reading: SENATE BILL 827.

Having been printed, the following bill was taken up, read by title a second time and advanced to the order of Third Reading: SENATE BILL 948.

Having been read by title a second time on May 29, 2003 and held, the following bills were taken up and advanced to the order of Third Reading: SENATE BILL 984.

Having been read by title a second time on May 29, 2003 and held, the following bills were taken up and held on the order of Second Reading: SENATE BILLS 1553, 1604 and 1684.

Having been printed, the following bill was taken up, read by title a second time and held on the order of Second Reading: SENATE BILL 1006.

Having been read by title a second time on May 29, 2003 and held, the following bill was taken up and advanced to the order of Third Reading: SENATE BILL 1906.

SENATE BILL 2148. 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. Amend Senate Bill 2148 on page 2, line 7, by changing "200" to "1,000".

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

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

SENATE BILL 2252. 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. Amend Senate Bill 2252 by replacing everything after the enacting clause with the following:

"Section 5. The Department of Professional Regulation Law of the Civil Administrative Code of Illinois is amended by changing Section 2105-75 as follows:

(20 ILCS 2105/2105-75) (was 20 ILCS 2105/61f)

Sec. 2105-75. Design professionals ~~designated~~ Dedicated employees. There are established within the Department certain design professionals ~~designated~~ dedicated employees. These employees shall be devoted ~~primarily~~ exclusively to the administration and enforcement of the Illinois Architecture Practice Act, the Illinois Professional Land Surveyor Act of 1989, the Professional Engineering Practice Act of 1989, and the Structural Engineering Practice Act of 1989. The design professionals ~~designated~~ dedicated employees that the Director shall employ, in conformity with the Personnel Code, shall include but not be limited to at a minimum shall consist of one full-time Design Licensing Manager Coordinator, one full-time Assistant Licensing Manager Coordinator, 4 full-time licensing clerks, one full-time attorney, and 2 full-time investigators. These employees shall work ~~primarily~~ exclusively in the licensing and enforcement of the design profession Acts set forth in this Section and may shall not be used , when available, for for the licensing and enforcement of any other Act or other duties in the Department subject to the authorization of the Department.

(Source: P.A. 91-91, eff. 7-9-99; 91-239, eff. 1-1-00; 91-357, eff. 7-29-99; 92-16, eff. 6-28-01.)"

Section 10. The Illinois Architecture Practice Act of 1989 is amended by changing Sections 3, 4, 13, and 36 as follows:

(225 ILCS 305/3) (from Ch. 111, par. 1303)

(Section scheduled to be repealed on January 1, 2010)

Sec. 3. Application of Act. Nothing in this Act shall be deemed or construed to prevent the practice of structural engineering as defined in the Structural Engineering Practice Act of 1989, the practice of professional engineering as defined in the Professional Engineering Practice Act of 1989, or the preparation of documents used to prescribe work to be done inside buildings for non-loadbearing interior construction, furnishings, fixtures and equipment, or the offering or preparation of environmental analysis, feasibility studies, programming or construction management services by persons other than those licensed in accordance with this Act, the Structural Engineering Practice Act of 1989 or the Professional Engineering Practice Act of 1989.

Nothing contained in this Act shall prevent the draftsmen, students, project representatives and other employees of those lawfully practicing as licensed architects under the provisions of this Act, from acting under the direct supervision and control of their employers, or to prevent the employment of project representatives for enlargement or alteration of buildings or any parts thereof, or prevent such project representatives from acting under the direct supervision and control of the licensed architect by whom the construction documents including drawings and specifications of any such building, enlargement or alteration were prepared.

Nothing in this Act or any other Act shall prevent a ~~licensed registered~~ architect from practicing interior design services. Nothing in this Act shall be construed as requiring the services of an interior designer for the interior designing of a single family residence.

The involvement of a licensed architect is not required for the following ~~This Act does not apply to any of the following:~~

(A) The building, remodeling or repairing of any building or other structure outside of the corporate limits of any city or village, where such building or structure is to be, or is used for farm purposes, or for the purposes of outbuildings or auxiliary buildings in connection with such farm premises.

(B) The construction, remodeling or repairing of a detached single family residence on a single lot.

(C) The construction, remodeling or repairing of a two-family residence of wood frame construction on a single lot, not more than two stories and basement in height.

(D) Interior design services for buildings which do not involve life safety or structural changes.

However, when an ordinance of a unit of local government requires the involvement of a licensed architect for any buildings included in the preceding paragraphs (A) through (D), the requirements of this Act shall apply. All ~~all~~ buildings not included in the preceding paragraphs (A) through (D), including multi-family buildings and buildings previously exempt from the involvement of a licensed architect under those paragraphs but subsequently non-exempt due to a change in occupancy or use, are subject to the requirements of this Act. Interior alterations which result in life safety or structural changes of the building are subject to the requirements of this Act.

(Source: P.A. 91-91, eff. 1-1-00; 91-133, eff. 1-1-00; 92-16, eff. 6-28-01.)

(225 ILCS 305/4) (from Ch. 111, par. 1304)

(Section scheduled to be repealed on January 1, 2010)

Sec. 4. Definitions. In this Act:

(a) "Department" means the Department of Professional Regulation.

(b) "Director" means the Director of Professional Regulation.

(c) "Board" means the Illinois Architecture Licensing Board appointed by the Director.

(d) "Public health" as related to the practice of architecture means the state of the well-being of the body or mind of the building user.

(e) "Public safety" as related to the practice of architecture means the state of being reasonably free from risk of danger, damage, or injury.

(f) "Public welfare" as related to the practice of architecture means the well-being of the building user resulting from the state of a physical environment that accommodates human activity.

(Source: P.A. 86-702.)

(225 ILCS 305/13) (from Ch. 111, par. 1313)

(Section scheduled to be repealed on January 1, 2010)

Sec. 13. Qualifications of applicants. Any person who is of good moral character may take an examination for licensure if he or she is a graduate with a first professional degree in architecture from a program accredited by the National Architectural Accrediting Board and has completed such diversified professional training, including academic training, as is required by rules of the Department. Until January 1, 2010, in ~~in~~ lieu of the requirement of graduation with a first professional degree in architecture from a program accredited by the National Architectural Accrediting Board, the Department may admit an applicant who is a graduate with a pre-professional 4 year baccalaureate degree accepted for direct entry into a first professional master of architecture degree program, and who has completed such additional diversified professional training, including academic training, as is required by rules of the Department. The Department may adopt, as its own rules relating to diversified professional training, those guidelines published from time to time by the National Council of Architectural Registration Boards.

Good moral character means such character as will enable a person to discharge the fiduciary duties of an architect to that person's client and to the public in a manner which protects health, safety and welfare. Evidence of inability to discharge such duties may include the commission of an offense justifying discipline under Section 19. In addition, the Department may take into consideration whether the applicant has engaged in conduct or actions that would constitute grounds for discipline under this Act.

(Source: P.A. 91-133, eff. 1-1-00.)

(225 ILCS 305/36) (from Ch. 111, par. 1336)

(Section scheduled to be repealed on January 1, 2010)

Sec. 36. Violations. Each of the following Acts constitutes a Class A misdemeanor for the first offense and a Class 4 felony for a second or subsequent offense:

(a) the practice, attempt to practice or offer to practice architecture, or the advertising or putting out of any sign or card or other device which might indicate to the public that the person is entitled to practice architecture, without a license as a licensed architect, or registration as a professional design firm issued by the Department. Each day of practicing architecture or attempting to practice architecture, and each instance of offering to practice architecture, without a license as a licensed architect or registration as a professional design firm constitutes a separate offense;

(b) the making of any wilfully false oath or affirmation in any matter or proceeding where an oath or affirmation is required by this Act;

(c) the affixing of a licensed architect's seal to any construction documents which have not been prepared by that architect or under the architect's direct supervision and control;

(d) the violation of any provision of this Act or its rules;

(e) using or attempting to use an expired, inactive, suspended, or revoked license, or the certificate or seal of another, or impersonating another licensee;

(f) obtaining or attempting to obtain a license or registration by fraud; or

(g) If any person, sole proprietorship, professional service corporation, limited liability company, corporation or partnership, or other entity practices architecture or advertises or displays any sign or card or other device that might indicate to the public that the person or entity is entitled to practice as an architect or use the title "architect" or any of its derivations unless the person or other entity holds an active license as an architect or registration as a professional design firm in the State; then, in addition to any other penalty provided by law any person or other entity who violates this subsection (g) shall forfeit and pay to the Design Professionals Administration and Investigation Fund a civil penalty in an amount determined by the Department of not more than \$5,000 for each offense.

An unlicensed person who has completed the education requirements, is actively participating in the diversified professional training, and maintains in good standing a training record as required for licensure by this Act may use the title "architectural intern", but may not engage in the practice of architecture.

(Source: P.A. 88-428.)"

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

SENATE BILL 2254. 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. Amend Senate Bill 2254 by replacing everything after the enacting clause with the following:

"Section 5. The Acupuncture Practice Act is amended by changing Sections 10, 15, 40, and 110 as follows:

(225 ILCS 2/10)

(Section scheduled to be repealed on January 1, 2008)

Sec. 10. Definitions. As used in this Act:

"Acupuncture" means the evaluation or treatment of persons affected through a method of stimulation of a certain point or points on or immediately below the surface of the body by the insertion of pre-sterilized, single-use, disposable needles, unless medically contraindicated, with or without the application of heat, electronic stimulation, or manual pressure to prevent or modify the perception of pain, to normalize physiological functions, or for the treatment of certain diseases or dysfunctions of the body. Acupuncture does not include radiology, electrosurgery, chiropractic technique, physical therapy, naprapathic technique, use or prescribing of any drugs, medications, herbal preparations, nutritional supplements, serums, or vaccines, or determination of a differential diagnosis. An acupuncturist registered under this Act who is not also licensed as a physical therapist under the Illinois Physical Therapy Act shall not hold himself or herself out as being qualified to provide physical therapy or physiotherapy services. An acupuncturist shall refer to a licensed physician or dentist, any patient whose condition should, at the time of evaluation or treatment, be determined to be beyond the scope of practice of the acupuncturist.

"Acupuncturist" means a person who practices acupuncture and who is licensed by the Department.

"Board" means the Board of Acupuncture.

"Dentist" means a person licensed under the Illinois Dental Practice Act.

"Department" means the Department of Professional Regulation.

"Director" means the Director of Professional Regulation.

"Physician" means a person licensed under the Medical Practice Act of 1987.

"Referral by written order" for purposes of this Act means a diagnosis, substantiated by signature of a physician or dentist, identifying that a patient's condition and recommending treatment is such that it may be treated by acupuncture as defined in this Act. The diagnosis shall remain in effect until changed by the physician or dentist who may, through express direction in the referral, shall maintain management of the patient.

"State" includes:

- (1) the states of the United States of America;
- (2) the District of Columbia; and
- (3) the Commonwealth of Puerto Rico.

(Source: P.A. 89-706, eff. 1-31-97; 90-61, eff. 7-3-97.)

(225 ILCS 2/15)

(Section scheduled to be repealed on January 1, 2008)

Sec. 15. Who may practice acupuncture. No person licensed under this Act may treat human ailments otherwise than by the practice of acupuncture as defined in this Act; ~~and no person licensed under this Act may practice acupuncture on another person without having on file a written referral order from a physician or dentist licensed in Illinois.~~ A physician or dentist licensed in Illinois may practice acupuncture. A physician or a dentist may refer by written order a patient to an acupuncturist for the practice of acupuncture as defined in this Act and may, through express direction in the referral, maintain management of the patient. Nothing in this Act shall be construed to require a referral of a patient to an acupuncturist for evaluation and treatment based on acupuncture principles and techniques as taught by schools accredited by the Accreditation Commission for Acupuncture and Oriental Medicine or a similar accrediting body approved by the Department. An acupuncturist shall refer to a licensed physician or dentist, any patient whose condition should, at the time of evaluation or treatment, be determined to be beyond the scope of practice of the acupuncturist.

(Source: P.A. 89-706, eff. 1-31-97; 90-61, eff. 7-3-97.)

(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.)

(225 ILCS 2/110)

(Section scheduled to be repealed on January 1, 2008)

Sec. 110. Grounds for disciplinary action.

(a) The Department may refuse to issue or to renew, place on probation, suspend, revoke or take other disciplinary action as deemed appropriate including the imposition of fines not to exceed \$5,000 for each violation, as the Department may deem proper, with regard to a license for any one or combination of the following causes:

- (1) Violations of the Act or its rules.
- (2) Conviction of any crime under the laws of any U.S. jurisdiction that is (i) a felony, (ii) a misdemeanor, an essential element of which is dishonesty, or (iii) directly related to the practice of the profession.
- (3) Making any misrepresentation for the purpose of obtaining a license.
- (4) Aiding or assisting another person in violating any provision of this Act or its rules.
- (5) Failing to provide information within 60 days in response to a written request made by the Department which has been sent by certified or registered mail to the licensee's last known address.
- (6) Discipline by another U.S. jurisdiction or foreign nation, if at least one of the grounds for the discipline is the same or substantially equivalent to one set forth in this Section.
- (7) Solicitation of professional services by means other than permitted under this Act.
- (8) Failure to provide a patient with a copy of his or her record upon the written request of the patient.
- (9) Gross negligence in the practice of acupuncture.
- (10) Habitual or excessive use or addiction to alcohol, narcotics, stimulants, or any other chemical agent or drug that results in an acupuncturist's inability to practice with reasonable judgment, skill, or safety.
- (11) A finding that licensure has been applied for or obtained by fraudulent means.
- (12) A pattern of practice or other behavior that demonstrates incapacity or incompetence to practice under this Act.
- (13) Being named as a perpetrator in an indicated report by the Department of Children and Family Services under the Abused and Neglected Child Reporting Act and upon proof by clear and convincing evidence that the licensee has caused a child to be an abused child or a neglected child as defined in the Abused and Neglected Child Reporting Act.
- (14) Wilfully failing to report an instance of suspected child abuse or neglect as required by the Abused and Neglected Child Reporting Act.
- (15) The use of any words, abbreviations, figures or letters (such as Acupuncturist, Licensed Acupuncturist, Certified Acupuncturist, C.A., Act., Lic. Act., or Lic. Ac.) with the intention of indicating practice as a licensed acupuncturist without a valid license as an acupuncturist issued under this Act.
- (16) Using testimonials or claims of superior quality of care to entice the public or advertising fee comparisons of available services with those of other persons providing acupuncture services.
- (17) Advertising of professional services that the offeror of the services is not licensed to render. Advertising of professional services that contains false, fraudulent, deceptive, or misleading material or guarantees of success, statements that play upon the vanity or fears of the public, or statements that promote or produce unfair competition.
- (18) Having treated ailments of human beings other than by the practice of acupuncture as defined in this Act, or having treated ailments of human beings as a licensed acupuncturist pursuant to independent of a written referral by written order that provides for management of the patient by from a physician or dentist without having notified, or having failed to notify the physician or dentist who established the diagnosis that the patient is receiving acupuncture treatment pursuant to that diagnosis.
- (19) Unethical, unauthorized, or unprofessional conduct as defined by rule.
- (20) Physical illness including but not limited to deterioration through the aging process, mental illness, or disability that results in the inability to practice the profession with reasonable judgment, skill, and safety.
- (21) Violation of the Health Care Worker Self-Referral Act.

The entry of an order by a circuit court establishing that any person holding a license under this Act is subject to involuntary admission or judicial admission as provided for in the Mental Health and Developmental Disabilities Code operates as an automatic suspension of that license. That person may have his or her license restored only upon the determination by a circuit court that the patient is no longer subject to involuntary admission or judicial admission and the issuance of an order so finding and discharging the

patient and upon the Board's recommendation to the Department that the license be restored. Where the circumstances so indicate, the Board may recommend to the Department that it require an examination prior to restoring a suspended license.

The Department may refuse to issue or renew the license of any person who fails to (i) file a return or to pay the tax, penalty or interest shown in a filed return or (ii) pay any final assessment of the tax, penalty, or interest as required by any tax Act administered by the Illinois Department of Revenue, until the time that the requirements of that tax Act are satisfied.

In enforcing this Section, the Department or Board upon a showing of a possible violation may compel an individual licensed to practice under this Act, or who has applied for licensure under this Act, to submit to a mental or physical examination, or both, as required by and at the expense of the Department. The Department or Board may order the examining physician to present testimony concerning the mental or physical examination of the licensee or applicant. No information shall be excluded by reason of any common law or statutory privilege relating to communications between the licensee or applicant and the examining physician. The examining physicians shall be specifically designated by the Board or Department. The individual to be examined may have, at his or her own expense, another physician of his or her choice present during all aspects of this examination. Failure of an individual to submit to a mental or physical examination, when directed, shall be grounds for suspension of his or her license until the individual submits to the examination if the Department finds, after notice and hearing, that the refusal to submit to the examination was without reasonable cause.

If the Department or Board finds an individual unable to practice because of the reasons set forth in this Section, the Department or Board may require that individual to submit to care, counseling, or treatment by physicians approved or designated by the Department or Board, as a condition, term, or restriction for continued, reinstated, or renewed licensure to practice; or, in lieu of care, counseling, or treatment, the Department may file, or the Board may recommend to the Department to file, a complaint to immediately suspend, revoke, or otherwise discipline the license of the individual. An individual whose license was granted, continued, reinstated, renewed, disciplined or supervised subject to such terms, conditions, or restrictions, and who fails to comply with such terms, conditions, or restrictions, shall be referred to the Director for a determination as to whether the individual shall have his or her license suspended immediately, pending a hearing by the Department.

In instances in which the Director immediately suspends a person's license under this Section, a hearing on that person's license must be convened by the Department within 15 days after the suspension and completed without appreciable delay. The Department and Board shall have the authority to review the subject individual's record of treatment and counseling regarding the impairment to the extent permitted by applicable federal statutes and regulations safeguarding the confidentiality of medical records.

An individual licensed under this Act and affected under this Section shall be afforded an opportunity to demonstrate to the Department or Board that he or she can resume practice in compliance with acceptable and prevailing standards under the provisions of his or her license.

(Source: P.A. 89-706, eff. 1-31-97; 90-61, eff. 7-3-97.)

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

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

Having been read by title a second time on May 4, 2004 and held, the following bill was taken up and advanced to the order of Third Reading: SENATE BILL 2367.

Having been printed, the following bill was taken up, read by title a second time and advanced to the order of Third Reading: SENATE BILL 2375.

SENATE BILL 2377. Having been printed, was taken up and read by title a second time.

Representative Coulson offered the following amendment and moved its adoption:

AMENDMENT NO. 1 . Amend Senate Bill 2377, on page 1, by replacing lines 16 and 17 with the following:

"collaborating physician to provide or accept referrals from licensed occupational therapists,"; and on page 6, by deleting lines 5 through 34; and by deleting pages 7 through 11; and on page 12, by deleting lines 1 through 10; and on page 18, by deleting lines 28 through 34; and by deleting pages 19 through 22; and on page 23, by deleting lines 1 through 12.

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

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

Having been read by title a second time on May 11, 2004 and held, the following bill was taken up and advanced to the order of Third Reading: SENATE BILL 2395.

Having been printed, the following bill was taken up, read by title a second time and advanced to the order of Third Reading: SENATE BILL 2401.

SENATE BILL 2424. Having been recalled on May 4, 2004, and held on the order of Second Reading, the same was again taken up.

Representative Feigenholtz offered the following amendment and moved its adoption.

AMENDMENT NO. 1 . Amend Senate Bill 2424 by replacing everything after the enacting clause with the following:

"Section 5. The Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois is amended by adding Section 2310-353 as follows:

(20 ILCS 2310/2310-353 new)

Sec. 2310-353. Cervical Cancer Elimination Task Force.

(a) A standing Task Force on Cervical Cancer Elimination ("Task Force") is established within the Illinois Department of Public Health.

(b) The Task Force shall have 12 members appointed by the Director of Public Health as follows:

(1) A representative of an organization relating to women and cancer.

(2) A representative of an organization providing health care to women.

(3) A health educator.

(4) A representative of a national organization relating to cancer treatment who is an oncologist.

(5) A representative of the health insurance industry.

(6) A representative of a national organization of obstetricians and gynecologists.

(7) A representative of a national organization of family physicians.

(8) The State Epidemiologist.

(9) A member at-large with an interest in women's health.

(10) A social marketing expert on health issues.

(11) A licensed registered nurse.

(12) A member of the Illinois Breast and Cervical Cancer Medical Advisory Committee.

The directors of Public Health and Public Aid, and the Secretary of Human Services, or their designees, and the Chair and Vice-Chair of the Conference of Women Legislators in Illinois, or their designees, shall be ex officio members of the Task Force. The Director of Public Health shall also consult with the Speaker of the House of Representatives, the Minority Leader of the House of Representatives, the President of the Senate, and the Minority Leader of the Senate in the designation of members of the Illinois General Assembly as ex-officio members.

Appointments to the Task Force should reflect the composition of the Illinois population with regard to ethnic, racial, age, and religious composition.

(c) The Director of Public Health shall appoint a Chair from among the members of the Task Force. The Task Force shall elect a Vice-Chair from its members. Initial appointments to the Task Force shall be made not later than 30 days after the effective date of this amendatory Act of the 93rd General Assembly. A majority of the Task Force shall constitute a quorum for the transaction of its business. The Task Force shall meet at least quarterly. The Task Force Chair may establish sub-committees for the purpose of making special studies; such sub-committees may include non-Task-Force members as resource persons.

(d) Members of the Task Force shall be reimbursed for their necessary expenses incurred in performing their duties. The Department of Public Health shall provide staff and technical assistance to the Task Force to the extent possible within annual appropriations for its ordinary and contingent expenses.

(e) The Task Force shall have the following duties:

(1) To obtain from the Department of Public Health, if available, data and analyses regarding the prevalence and burden of cervical cancer. The Task Force may conduct or arrange for independent studies and analyses.

(2) To coordinate the efforts of the Task Force with existing State committees and programs providing cervical cancer screening, education, and case management.

(3) To raise public awareness on the causes and nature of cervical cancer, personal risk factors, the value of prevention, early detection, options for testing, treatment costs, new technology, medical care reimbursement, and physician education.

(4) To identify priority strategies, new technologies, and newly introduced vaccines that are effective in preventing and controlling the risk of cervical cancer.

(5) To identify and examine the limitations of existing laws, regulations, programs, and services with regard to coverage and awareness issues for cervical cancer, including requiring insurance or other coverage for PAP smears and mammograms in accordance with the most recently published American Cancer Society guidelines.

(6) To develop a statewide comprehensive Cervical Cancer Prevention Plan and strategies for implementing the Plan and for promoting the Plan to the general public, State and local elected officials, and various public and private organizations, associations, businesses, industries, and agencies.

(7) To receive and to consider reports and testimony from individuals, local health departments, community-based organizations, voluntary health organizations, and other public and private organizations statewide to learn more about their contributions to cervical cancer diagnosis, prevention, and treatment and more about their ideas for improving cervical cancer prevention, diagnosis, and treatment in Illinois.

(f) The Task Force shall submit a report to the Governor and the General Assembly by April 1, 2005 and by April 1 of each year thereafter. The report shall include (i) information regarding the progress being made in fulfilling the duties of the Task Force and in developing the Cervical Cancer Prevention Plan and (ii) recommended strategies or actions to reduce the occurrence of cervical cancer and the burdens from cervical cancer suffered by citizens of this State.

(g) The Task Force shall expire on April 1, 2009, or upon submission of the Task Force's final report to the Governor and the General Assembly, whichever occurs earlier.

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 adopted and the bill, as amended, was again 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: SENATE BILLS 2432 and 2447.

Having been printed, the following bill was taken up, read by title a second time and held on the order of Second Reading: SENATE BILL 2499.

Having been printed, the following bill was taken up, read by title a second time and advanced to the order of Third Reading: SENATE BILL 2517.

SENATE BILL 2547. Having been printed, was taken up and read by title a second time. The following amendment was offered in the Committee on Labor, adopted and printed:

AMENDMENT NO. 1 . Amend Senate Bill 2547 on page 1, by replacing line 5 with the following:

"changing Sections 402 and 1502.1 as follows:

(820 ILCS 405/402) (from Ch. 48, par. 402)

Sec. 402. Reduced weekly benefits. Each eligible individual who is unemployed in any week, as defined in Section 239, shall be paid, with respect to such week, a benefit in an amount equal to his weekly benefit amount (plus dependents' allowances) less that part of wages (if any) payable to him with respect to such week which is in excess of 50% of his weekly benefit amount, provided that such benefit for any benefit week shall be reduced by: (1) the amount of any holiday pay which the individual is entitled to receive, and receives, for any workday in such week, and (2) the amount of any vacation wages allocated to such week by the individual's employer pursuant to Section 610 of this Act, and (3) one-fifth of the weekly benefit amount for each normal workday during which such individual is unable to work or unavailable for work, and provided, further, that this subsection shall not be construed so as to effect any change in the status of part-time workers as defined in Section 407. Such benefit, if not a multiple of \$1, shall be computed to the next higher multiple of \$1. Benefits payable to an individual for any week shall not be reduced pursuant to this Section by any amount of remuneration paid to the individual with respect to that week for non-active duty training and services as a member of the Illinois National Guard or the Armed Forces Reserve. (Source: P.A. 82-22.)".

There being no further amendments, the foregoing Amendment No. 1 was adopted 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: SENATE BILL 2525.

SENATE BILL 2548. Having been recalled on May 4, 2004, and held on the order of Second Reading, the same was again taken up.

Representative Aguilar offered the following amendment and moved its adoption.

AMENDMENT NO. 1 . Amend Senate Bill 2548 on page 2, in lines 12 and 13 by replacing "revoked, suspended, or canceled" with "revoked or suspended".

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

There being no further amendments, the foregoing Amendment No. 1 was adopted 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: SENATE BILL 2559.

SENATE BILL 2635. Having been read by title a second time on May 11, 2004, and held on the order of Second Reading, the same was again taken up.

Floor Amendment No. 3 remained in the Committee on Rules.

There being no further amendments, the bill 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: SENATE BILL 2653.

Having been printed, the following bill was taken up, read by title a second time and held on the order of Second Reading: SENATE BILL 2665.

SENATE BILL 2724. Having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Housing & Urban Development, adopted and printed:

AMENDMENT NO. 1. Amend Senate Bill 2724, on page 1, line 5, by replacing "25, and 30" with "and 25"; and

on page 2, immediately below line 1, by inserting the following:

"Area median household income" means the median household income adjusted for family size for applicable income limit areas as determined annually by the federal Department of Housing and Urban Development under Section 8 of the United States Housing Act of 1937."; and

on page 2, by replacing lines 21 through 23 with the following:

"area median gross household income for households of the same size within the county in which the housing is located."; and

on page 2, by replacing lines 29 through 32 with the following:

"50% but does not exceed 80% of the area median gross household income for households of the same size within the county in which the housing is located."; and

on page 4, line 4, after the period, by inserting "Upon publishing a list of exempt and non-exempt local governments, the Illinois Housing Development Authority shall notify a local government that it is not exempt from the operation of this Act and provide to it the data used to calculate its determination."; and

on page 4, line 13, by replacing "January 1, 2005" with "April 1, 2005"; and

on page 5, by replacing lines 2 through 5 with the following:

"affordable housing within its jurisdiction, as described in subsection (b) of defined in Section 20 of this Act; or a minimum of a total of 10% of affordable housing within its jurisdiction as described in subsection (b) of Section 20 of this Act."; and

on page 5, by deleting lines 11 through 35; and

by deleting all of page 6; and

on page 7, by deleting line 1.

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

SENATE BILL 2844. Having been printed, was taken up and read by title a second time.

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

AMENDMENT NO. 1. Amend Senate Bill 2844 by replacing the title with the following:

"AN ACT in relation to veterans."; and

by replacing everything after the enacting clause with the following:

"Section 5. The Department of Veterans Affairs Act is amended by adding Section 15 as follows:

(20 ILCS 2805/15 new)

Sec. 15. Veterans advisory council.

(a) A veterans advisory council shall be established in the State of Illinois. The council shall consist of at least 17 members as follows:

(1) Four members of the General Assembly, appointed one each by the President of the Senate, the Minority Leader of the Senate, the Speaker of the House of Representatives, and the Minority Leader of the House of Representatives. Each such member must be from a legislative or representative district in which a State-operated veterans home is located, and each such district in which a State-operated veterans home is located must be represented on the council.

(2) Six members appointed by the Director of Veterans' Affairs.

(3) One member appointed by the commander or president of each veterans service organization that is chartered by the federal government and by the State of Illinois and elects to appoint a member.

No member of the council shall be an employee or representative of the Department of Veterans' Affairs. Members of the council shall serve without compensation or reimbursement.

(b) At the initial meeting of the council, the members shall elect from among themselves a chairman. The members shall draw lots to determine the length of their terms so that 9 members have terms that expire on July 1, 2005 and the remaining members have terms that expire on July 1, 2006. Thereafter, all members of the council shall be appointed for terms of 2 years.

The Director of Veterans' Affairs may at any time make an appointment to fill a vacancy for the unexpired term of a member.

(c) The council shall meet quarterly or at the call of the chairman or at the call of the Director of Veterans' Affairs or the Governor. The Department shall provide meeting space and clerical and administrative support services for the council.

(d) The council has the power to do the following:

(1) Advise the Department of Veterans' Affairs with respect to the fulfillment of its statutory duties.

(2) Review and study the issues and concerns that are most significant to Illinois veterans and advise the Department on those issues and concerns.

(3) Receive a report from the Director of Veterans' Affairs or the Director's designee at each meeting with respect to the general activities of the Department.

(4) Report to the Governor and the General Assembly annually describing the issues addressed and the actions taken by the council during the year as well as any recommendations for future action.

(e) The council established under this Section replaces any Illinois Veterans Advisory Council established under Executive Order No. 3 (1982).

Section 99. Effective date. This Act takes effect July 1, 2004."

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

SENATE BILL 2878. Having been recalled on May 11, 2004, and held on the order of Second Reading, the same was again taken up.

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

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

SENATE BILL 2887. 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 . Amend Senate Bill 2887 by replacing everything after the enacting clause with the following:

"Section 5. The Real Estate License Act of 2000 is amended by changing Sections 1-10, 5-30, 5-50, 5-70, and 20-20 and by adding Section 15-75 as follows:

(225 ILCS 454/1-10)

(Section scheduled to be repealed on January 1, 2010)

Sec. 1-10. Definitions. In this Act, unless the context otherwise requires:

"Act" means the Real Estate License Act of 2000.

"Advisory Council" means the Real Estate Education Advisory Council created under Section 30-10 of this Act.

"Agency" means a relationship in which a real estate broker or licensee, whether directly or through an affiliated licensee, represents a consumer by the consumer's consent, whether express or implied, in a real property transaction.

"Applicant" means any person, as defined in this Section, who applies to OBRE for a valid license as a real estate broker, real estate salesperson, or leasing agent.

"Blind advertisement" means any real estate advertisement that does not include the sponsoring broker's business name and that is used by any licensee regarding the sale or lease of real estate, including his or her own, licensed activities, or the hiring of any licensee under this Act. The broker's business name in the case of a franchise shall include the franchise affiliation as well as the name of the individual firm.

"Board" means the Real Estate Administration and Disciplinary Board of OBRE.

"Branch office" means a sponsoring broker's office other than the sponsoring broker's principal office.

"Broker" means an individual, partnership, limited liability company, corporation, or registered limited liability partnership other than a real estate salesperson or leasing agent who for another and for compensation, or with the intention or expectation of receiving compensation, either directly or indirectly:

- (1) Sells, exchanges, purchases, rents, or leases real estate.
- (2) Offers to sell, exchange, purchase, rent, or lease real estate.
- (3) Negotiates, offers, attempts, or agrees to negotiate the sale, exchange, purchase, rental, or leasing of real estate.
- (4) Lists, offers, attempts, or agrees to list real estate for sale, lease, or exchange.
- (5) Buys, sells, offers to buy or sell, or otherwise deals in options on real estate or improvements thereon.
- (6) Supervises the collection, offer, attempt, or agreement to collect rent for the use of real estate.
- (7) Advertises or represents himself or herself as being engaged in the business of buying, selling, exchanging, renting, or leasing real estate.
- (8) Assists or directs in procuring or referring of prospects, intended to result in the sale, exchange, lease, or rental of real estate.
- (9) Assists or directs in the negotiation of any transaction intended to result in the sale, exchange, lease, or rental of real estate.
- (10) Opens real estate to the public for marketing purposes.
- (11) Sells, leases, or offers for sale or lease real estate at auction.

"Brokerage agreement" means a written or oral agreement between a sponsoring broker and a consumer for licensed activities to be provided to a consumer in return for compensation or the right to receive compensation from another. Brokerage agreements may constitute either a bilateral or a unilateral agreement between the broker and the broker's client depending upon the content of the brokerage agreement. All exclusive brokerage agreements shall be in writing.

"Client" means a person who is being represented by a licensee.

"Commissioner" means the Commissioner of Banks and Real Estate or a person authorized by the Commissioner, the Office of Banks and Real Estate Act, or this Act to act in the Commissioner's stead.

"Compensation" means the valuable consideration given by one person or entity to another person or entity in exchange for the performance of some activity or service. Compensation shall include the transfer of valuable consideration, including without limitation the following:

- (1) commissions;
- (2) referral fees;
- (3) bonuses;
- (4) prizes;
- (5) merchandise;
- (6) finder fees;
- (7) performance of services;
- (8) coupons or gift certificates;
- (9) discounts;
- (10) rebates;
- (11) a chance to win a raffle, drawing, lottery, or similar game of chance not

prohibited by any other law or statute;

- (12) retainer fee; or
- (13) salary.

"Confidential information" means information obtained by a licensee from a client during the term of a brokerage agreement that (i) was made confidential by the written request or written instruction of the client, (ii) deals with the negotiating position of the client, or (iii) is information the disclosure of which could materially harm the negotiating position of the client, unless at any time:

- (1) the client permits the disclosure of information given by that client by word or

conduct;

(2) the disclosure is required by law; or

(3) the information becomes public from a source other than the licensee.

"Confidential information" shall not be considered to include material information about the physical condition of the property.

"Consumer" means a person or entity seeking or receiving licensed activities.

"Continuing education school" means any person licensed by OBRE as a school for continuing education in accordance with Section 30-15 of this Act.

"Credit hour" means 50 minutes of classroom instruction in course work that meets the requirements set forth in rules adopted by OBRE.

"Customer" means a consumer who is not being represented by the licensee but for whom the licensee is performing ministerial acts.

"Designated agency" means a contractual relationship between a sponsoring broker and a client under Section 15-50 of this Act in which one or more licensees associated with or employed by the broker are designated as agent of the client.

"Designated agent" means a sponsored licensee named by a sponsoring broker as the legal agent of a client, as provided for in Section 15-50 of this Act.

"Director" means the Director of the Real Estate Division, OBRE.

"Dual agency" means an agency relationship in which a licensee is representing both buyer and seller or both landlord and tenant in the same transaction. When the agency relationship is a designated agency, the question of whether there is a dual agency shall be determined by the agency relationships of the designated agent of the parties and not of the sponsoring broker.

"Employee" or other derivative of the word "employee", when used to refer to, describe, or delineate the relationship between a real estate broker and a real estate salesperson, another real estate broker, or a leasing agent, shall be construed to include an independent contractor relationship, provided that a written agreement exists that clearly establishes and states the relationship. All responsibilities of a broker shall remain.

"Escrow moneys" means all moneys, promissory notes or any other type or manner of legal tender or financial consideration deposited with any person for the benefit of the parties to the transaction. A transaction exists once an agreement has been reached and an accepted real estate contract signed or lease agreed to by the parties. Escrow moneys includes without limitation earnest moneys and security deposits, except those security deposits in which the person holding the security deposit is also the sole owner of the property being leased and for which the security deposit is being held.

"Exclusive brokerage agreement" means a written brokerage agreement that provides that the sponsoring broker has the sole right, through one or more sponsored licensees, to act as the exclusive designated agent or representative of the client and that meets the requirements of Section 15-75 of this Act.

"Inoperative" means a status of licensure where the licensee holds a current license under this Act, but the licensee is prohibited from engaging in licensed activities because the licensee is unsponsored or the license of the sponsoring broker with whom the licensee is associated or by whom he or she is employed is currently expired, revoked, suspended, or otherwise rendered invalid under this Act.

"Leasing Agent" means a person who is employed by a real estate broker to engage in licensed activities limited to leasing residential real estate who has obtained a license as provided for in Section 5-5 of this Act.

"License" means the document issued by OBRE certifying that the person named thereon has fulfilled all requirements prerequisite to licensure under this Act.

"Licensed activities" means those activities listed in the definition of "broker" under this Section.

"Licensee" means any person, as defined in this Section, who holds a valid unexpired license as a real estate broker, real estate salesperson, or leasing agent.

"Listing presentation" means a communication between a real estate broker or salesperson and a consumer in which the licensee is attempting to secure a brokerage agreement with the consumer to market the consumer's real estate for sale or lease.

"Managing broker" means a broker who has supervisory responsibilities for licensees in one or, in the case of a multi-office company, more than one office and who has been appointed as such by the sponsoring broker.

"Medium of advertising" means any method of communication intended to influence the general public to use or purchase a particular good or service or real estate.

"Ministerial acts" means those acts that a licensee may perform for a consumer that are informative or clerical in nature and do not rise to the level of active representation on behalf of a consumer. Examples of these acts include without limitation (i) responding to phone inquiries by consumers as to the availability and pricing of brokerage services, (ii) responding to phone inquiries from a consumer concerning the price or location of property, (iii) attending an open house and responding to questions about the property from a consumer, (iv) setting an appointment to view property, (v) responding to questions of consumers walking into a licensee's office concerning brokerage services offered or particular properties, (vi) accompanying an appraiser, inspector, contractor, or similar third party on a visit to a property, (vii) describing a property or the property's condition in response to a consumer's inquiry, (viii) completing business or factual information for a consumer on an offer or contract to purchase on behalf of a client, (ix) showing a client through a property being sold by an owner on his or her own behalf, or (x) referral to another broker or service provider.

"OBRE" means the Office of Banks and Real Estate.

"Office" means a real estate broker's place of business where the general public is invited to transact business and where records may be maintained and licenses displayed, whether or not it is the broker's principal place of business.

"Person" means and includes individuals, entities, corporations, limited liability companies, registered limited liability partnerships, and partnerships, foreign or domestic, except that when the context otherwise requires, the term may refer to a single individual or other described entity.

"Personal assistant" means a licensed or unlicensed person who has been hired for the purpose of aiding or assisting a sponsored licensee in the performance of the sponsored licensee's job.

"Pocket card" means the card issued by OBRE to signify that the person named on the card is currently licensed under this Act.

"Pre-license school" means a school licensed by OBRE offering courses in subjects related to real estate transactions, including the subjects upon which an applicant is examined in determining fitness to receive a license.

"Pre-renewal period" means the period between the date of issue of a currently valid license and the license's expiration date.

"Real estate" means and includes leaseholds as well as any other interest or estate in land, whether corporeal, incorporeal, freehold, or non-freehold, including timeshare interests, and whether the real estate is situated in this State or elsewhere.

"Real Estate Administration and Disciplinary Board" or "Board" means the Real Estate Administration and Disciplinary Board created by Section 25-10 of this Act.

"Salesperson" means any individual, other than a real estate broker or leasing agent, who is employed by a real estate broker or is associated by written agreement with a real estate broker as an independent contractor and participates in any activity described in the definition of "broker" under this Section.

"Sponsoring broker" means the broker who has issued a sponsor card to a licensed salesperson, another licensed broker, or a leasing agent.

"Sponsor card" means the temporary permit issued by the sponsoring real estate broker certifying that the real estate broker, real estate salesperson, or leasing agent named thereon is employed by or associated by written agreement with the sponsoring real estate broker, as provided for in Section 5-40 of this Act.

(Source: P.A. 91-245, eff. 12-31-99; 91-585, eff. 1-1-00; 91-603, eff. 1-1-00; 91-702, eff. 5-12-00; 92-217, eff. 8-2-01.)

(225 ILCS 454/5-30)

(Section scheduled to be repealed on January 1, 2010)

Sec. 5-30. Education requirements to obtain an original broker or salesperson license.

(a) All applicants for a broker's license, except applicants who meet the criteria set forth in subsection (c) of this Section shall (i) give satisfactory evidence of having completed at least 120 classroom hours, 45 of which shall be those hours required to obtain a salesperson's license plus 15 hours in brokerage administration courses, in real estate courses approved by the Advisory Council or (ii) for applicants who currently hold a valid real estate salesperson's license, give satisfactory evidence of having completed at least 75 hours in real estate courses, not including the courses that are required to obtain a salesperson's license, approved by the Advisory Council.

(b) All applicants for a salesperson's license, except applicants who meet the criteria set forth in subsection (c) of this Section shall give satisfactory evidence that they have completed at least 45 hours of instruction in real estate courses approved by the Advisory Council.

(c) The requirements specified in subsections (a) and (b) of this Section do not apply to applicants who: ~~(1) are currently admitted to practice law by the Supreme Court of Illinois and are currently in active standing; or (2) show evidence of receiving a baccalaureate degree including courses involving real estate or related material from a college or university approved by the Advisory Council.~~

(d) A minimum of 15 of the required hours of pre-license education shall be in the areas of Article 15 of this Act, disclosure and environmental issues, or any other currently topical areas that are determined by the Advisory Council.

(Source: P.A. 91-245, eff. 12-31-99.)

(225 ILCS 454/5-50)

(Section scheduled to be repealed on January 1, 2010)

Sec. 5-50. Expiration date and renewal period of broker, salesperson, or leasing agent license; sponsoring broker; register of licensees; pocket card.

(a) The expiration date and renewal period for each license issued under this Act shall be set by rule. Except as otherwise provided in Section 5-55 of this Act, the holder of a license may renew the license within 90 days preceding the expiration date thereof by paying the fees specified by rule. Upon written request from the sponsoring broker, OBRE shall prepare and mail to the sponsoring broker a listing of licensees under this Act who, according to the records of OBRE, are sponsored by that broker. Every licensee associated with or employed by a broker whose license is revoked, suspended, terminated, or expired shall be considered as inoperative until such time as the sponsoring broker's license is reinstated or renewed, or the licensee changes employment as set forth in subsection (c) of Section 5-40 of this Act.

(b) OBRE shall establish and maintain a register of all persons currently licensed by the State and shall issue and prescribe a form of pocket card. Upon payment by a licensee of the appropriate fee as prescribed by rule for engagement in the activity for which the licensee is qualified and holds a license for the current period, OBRE shall issue a pocket card to the licensee. The pocket card shall be verification that the required fee for the current period has been paid and shall indicate that the person named thereon is licensed for the current renewal period as a broker, salesperson, or leasing agent as the case may be. The pocket card shall further indicate that the person named thereon is authorized by OBRE to engage in the licensed activity appropriate for his or her status (broker, salesperson, or leasing agent). Each licensee shall carry on his or her person his or her pocket card or, if such pocket card has not yet been issued, a properly issued sponsor card when engaging in any licensed activity and shall display the same on demand.

(c) Any person licensed as a broker shall be entitled at any renewal date to change his or her license status from broker to salesperson.

(Source: P.A. 91-245, eff. 12-31-99.)

(225 ILCS 454/5-70)

(Section scheduled to be repealed on January 1, 2010)

Sec. 5-70. Continuing education requirement; broker or salesperson.

(a) The requirements of this Section apply to all licensees ~~who have had a license for less than 15 years as of January 1, 1992.~~

(b) Except as otherwise provided in this Section, each person who applies for renewal of his or her license as a real estate broker or real estate salesperson must successfully complete real estate continuing education courses approved by the Advisory Council at the rate of 6 hours per year or its equivalent. In addition, beginning with the pre-renewal period for broker licensees that begins after the effective date of this amendatory Act of the 93rd General Assembly, to renew a real estate broker's license, the licensee must successfully complete a 6-hour broker management continuing education course approved by OBRE. Successful completion of the course shall include achieving a passing score as provided by rule on a test developed and administered in accordance with rules adopted by the OBRE. Beginning on the first day of the pre-renewal period for broker licensees that begins after the effective date of this amendatory Act of the 93rd General Assembly, the 6-hour broker management continuing education course must be completed by all persons receiving their initial broker's license within 180 days after the date of initial licensure as a broker. No license may be renewed except upon the successful completion of the required courses or their equivalent or upon a waiver of those requirements for good cause shown as determined by the Commissioner with the recommendation of the Advisory Council. The requirements of this Article are applicable to all brokers and salespersons except those brokers and salespersons who, during the pre-renewal period:

- (1) serve in the armed services of the United States;
- (2) serve as an elected State or federal official;
- (3) serve as a full-time employee of OBRE; or

(4) are admitted to practice law pursuant to Illinois Supreme Court rule.

(c) A person who is issued an initial license as a real estate salesperson less than one year prior to the expiration date of that license shall not be required to complete continuing education as a condition of license renewal. A person who is issued an initial license as a real estate broker less than one year prior to the expiration date of that license and who has not been licensed as a real estate salesperson during the pre-renewal period shall not be required to complete continuing education as a condition of license renewal. A person receiving an initial license as a real estate broker during the 90 days before the broker renewal date shall not be required to complete the broker management continuing education course provided for in subsection (b) of this Section as a condition of initial license renewal.

(d) The continuing education requirement for salespersons and brokers shall consist of a core curriculum and an elective curriculum, to be established by the Advisory Council. In meeting the continuing education requirements of this Act, at least 3 hours per year or their equivalent shall be required to be completed in the core curriculum. In establishing the core curriculum, the Advisory Council shall consider subjects that will educate licensees on recent changes in applicable laws and new laws and refresh the licensee on areas of the license law and OBRE policy that the Advisory Council deems appropriate, and any other areas that the Advisory Council deems timely and applicable in order to prevent violations of this Act and to protect the public. In establishing the elective curriculum, the Advisory Council shall consider subjects that cover the various aspects of the practice of real estate that are covered under the scope of this Act. However, the elective curriculum shall not include any offerings referred to in Section 5-85 of this Act.

(e) The subject areas of continuing education courses approved by the Advisory Council may include without limitation the following:

- (1) license law and escrow;
- (2) antitrust;
- (3) fair housing;
- (4) agency;
- (5) appraisal;
- (6) property management;
- (7) residential brokerage;
- (8) farm property management;
- (9) rights and duties of sellers, buyers, and brokers;
- (10) commercial brokerage and leasing; and
- (11) real estate financing.

(f) In lieu of credit for those courses listed in subsection (e) of this Section, credit may be earned for serving as a licensed instructor in an approved course of continuing education. The amount of credit earned for teaching a course shall be the amount of continuing education credit for which the course is approved for licensees taking the course.

(g) Credit hours may be earned for self-study programs approved by the Advisory Council.

(h) A broker or salesperson may earn credit for a specific continuing education course only once during the pre-renewal period.

(i) No more than 6 hours of continuing education credit may be earned in one calendar day.

(j) To promote the offering of a uniform and consistent course content, the OBRE may provide for the development of a single broker management course to be offered by all continuing education providers who choose to offer the broker management continuing education course. The OBRE may contract for the development of the 6-hour broker management continuing education course with an outside vendor and, if the course is developed in this manner, the OBRE shall license the use of that course to all approved continuing education providers who wish to provide the course.

(Source: P.A. 91-245, eff. 12-31-99.)

(225 ILCS 454/15-75 new)

(Section scheduled to be repealed on January 1, 2010)

Sec. 15-75. Exclusive brokerage agreements. All exclusive brokerage agreements must specify that the sponsoring broker, through one or more sponsored licensees, must provide, at a minimum, the following services:

(1) accept delivery of and present to the client offers and counteroffers to buy, sell, or lease the client's property or the property the client seeks to purchase or lease;

(2) assist the client in developing, communicating, negotiating, and presenting offers, counteroffers, and notices that relate to the offers and counteroffers until a lease or purchase agreement is signed and all contingencies are satisfied or waived; and

(3) answer the client's questions relating to the offers, counteroffers, notices, and contingencies.

(225 ILCS 454/20-20)

(Section scheduled to be repealed on January 1, 2010)

Sec. 20-20. Disciplinary actions; causes. OBRE may refuse to issue or renew a license, may place on probation, suspend, or revoke any license, or may censure, reprimand, or otherwise discipline or impose a civil fine not to exceed \$25,000 upon any licensee hereunder for any one or any combination of the following causes:

(a) When the applicant or licensee has, by false or fraudulent representation, obtained or sought to obtain a license.

(b) When the applicant or licensee has been convicted of any crime, an essential element of which is dishonesty or fraud or larceny, embezzlement, or obtaining money, property, or credit by false pretenses or by means of a confidence game, has been convicted in this or another state of a crime that is a felony under the laws of this State, or has been convicted of a felony in a federal court.

(c) When the applicant or licensee has been adjudged to be a person under legal disability or subject to involuntary admission or to meet the standard for judicial admission as provided in the Mental Health and Developmental Disabilities Code.

(d) When the licensee performs or attempts to perform any act as a broker or salesperson in a retail sales establishment from an office, desk, or space that is not separated from the main retail business by a separate and distinct area within the establishment.

(e) Discipline of a licensee by another state, the District of Columbia, a territory, a foreign nation, a governmental agency, or any other entity authorized to impose discipline if at least one of the grounds for that discipline is the same as or the equivalent of one of the grounds for discipline set forth in this Act, in which case the only issue will be whether one of the grounds for that discipline is the same or equivalent to one of the grounds for discipline under this Act.

(f) When the applicant or licensee has engaged in real estate activity without a license or after the licensee's license was expired or while the license was inoperative.

(g) When the applicant or licensee attempts to subvert or cheat on the Real Estate License Exam or continuing education exam or aids and abets an applicant to subvert or cheat on the Real Estate License Exam or continuing education exam administered pursuant to this Act.

(h) When the licensee in performing, attempting to perform, or pretending to perform any act as a broker, salesperson, or leasing agent or when the licensee in handling his or her own property, whether held by deed, option, or otherwise, is found guilty of:

(1) Making any substantial misrepresentation or untruthful advertising.

(2) Making any false promises of a character likely to influence, persuade, or induce.

(3) Pursuing a continued and flagrant course of misrepresentation or the making of false promises through licensees, employees, agents, advertising, or otherwise.

(4) Any misleading or untruthful advertising, or using any trade name or insignia of membership in any real estate organization of which the licensee is not a member.

(5) Acting for more than one party in a transaction without providing written notice to all parties for whom the licensee acts.

(6) Representing or attempting to represent a broker other than the sponsoring broker.

(7) Failure to account for or to remit any moneys or documents coming into his or her possession that belong to others.

(8) Failure to maintain and deposit in a special account, separate and apart from personal and other business accounts, all escrow moneys belonging to others entrusted to a licensee while acting as a real estate broker, escrow agent, or temporary custodian of the funds of others or failure to maintain all escrow moneys on deposit in the account until the transactions are consummated or terminated, except to the extent that the moneys, or any part thereof, shall be disbursed prior to the consummation or termination in accordance with (i) the written direction of the principals to the transaction or their duly authorized agents, (ii) directions providing for the release, payment, or distribution of escrow moneys contained in any written contract signed by the principals to the transaction or their duly authorized agents, or (iii) pursuant to an order of a court of competent jurisdiction. The account shall be noninterest bearing, unless the character of the deposit is such that payment of interest thereon is otherwise required by law or unless the principals to the transaction specifically require, in writing, that the deposit be placed in an interest bearing account.

(9) Failure to make available to the real estate enforcement personnel of OBRE during

normal business hours all escrow records and related documents maintained in connection with the practice of real estate within 24 hours of a request for those documents by OBRE personnel.

(10) Failing to furnish copies upon request of all documents relating to a real estate transaction to all parties executing them.

(11) Failure of a sponsoring broker to timely provide information, sponsor cards, or termination of licenses to OBRE.

(12) Engaging in dishonorable, unethical, or unprofessional conduct of a character likely to deceive, defraud, or harm the public.

(13) Commingling the money or property of others with his or her own.

(14) Employing any person on a purely temporary or single deal basis as a means of evading the law regarding payment of commission to nonlicensees on some contemplated transactions.

(15) Permitting the use of his or her license as a broker to enable a salesperson or unlicensed person to operate a real estate business without actual participation therein and control thereof by the broker.

(16) Any other conduct, whether of the same or a different character from that specified in this Section, that constitutes dishonest dealing.

(17) Displaying a "for rent" or "for sale" sign on any property without the written consent of an owner or his or her duly authorized agent or advertising by any means that any property is for sale or for rent without the written consent of the owner or his or her authorized agent.

(18) Failing to provide information requested by OBRE, within 30 days of the request, either as the result of a formal or informal complaint to OBRE or as a result of a random audit conducted by OBRE, which would indicate a violation of this Act.

(19) Advertising by means of a blind advertisement, except as otherwise permitted in Section 10-30 of this Act.

(20) Offering guaranteed sales plans, as defined in clause (A) of this subdivision (20), except to the extent hereinafter set forth:

(A) A "guaranteed sales plan" is any real estate purchase or sales plan whereby a licensee enters into a conditional or unconditional written contract with a seller by the terms of which a licensee agrees to purchase a property of the seller within a specified period of time at a specific price in the event the property is not sold in accordance with the terms of a listing contract between the sponsoring broker and the seller or on other terms acceptable to the seller.

(B) A licensee offering a guaranteed sales plan shall provide the details and conditions of the plan in writing to the party to whom the plan is offered.

(C) A licensee offering a guaranteed sales plan shall provide to the party to whom the plan is offered evidence of sufficient financial resources to satisfy the commitment to purchase undertaken by the broker in the plan.

(D) Any licensee offering a guaranteed sales plan shall undertake to market the property of the seller subject to the plan in the same manner in which the broker would market any other property, unless the agreement with the seller provides otherwise.

(E) Any licensee who fails to perform on a guaranteed sales plan in strict accordance with its terms shall be subject to all the penalties provided in this Act for violations thereof and, in addition, shall be subject to a civil fine payable to the party injured by the default in an amount of up to \$25,000.

(21) Influencing or attempting to influence, by any words or acts, a prospective seller, purchaser, occupant, landlord, or tenant of real estate, in connection with viewing, buying, or leasing real estate, so as to promote or tend to promote the continuance or maintenance of racially and religiously segregated housing or so as to retard, obstruct, or discourage racially integrated housing on or in any street, block, neighborhood, or community.

(22) Engaging in any act that constitutes a violation of any provision of Article 3 of the Illinois Human Rights Act, whether or not a complaint has been filed with or adjudicated by the Human Rights Commission.

(23) Inducing any party to a contract of sale or lease or brokerage agreement to break the contract of sale or lease or brokerage agreement for the purpose of substituting, in lieu thereof, a new contract for sale or lease or brokerage agreement with a third party.

(24) Negotiating a sale, exchange, or lease of real estate directly with any person if the licensee knows that the person has a written exclusive brokerage agreement with another broker, unless specifically authorized by that broker.

(25) When a licensee is also an attorney, acting as the attorney for either the buyer or the seller in the same transaction in which the licensee is acting or has acted as a broker or salesperson.

(26) Advertising or offering merchandise or services as free if any conditions or obligations necessary for receiving the merchandise or services are not disclosed in the same advertisement or offer. These conditions or obligations include without limitation the requirement that the recipient attend a promotional activity or visit a real estate site. As used in this subdivision (26), "free" includes terms such as "award", "prize", "no charge", "free of charge", "without charge", and similar words or phrases that reasonably lead a person to believe that he or she may receive or has been selected to receive something of value, without any conditions or obligations on the part of the recipient.

(27) Disregarding or violating any provision of the Land Sales Registration Act of 1989, the Illinois Real Estate Time-Share Act, or the published rules promulgated by OBRE to enforce those Acts.

(28) Violating the terms of a disciplinary order issued by OBRE.

(29) Paying compensation in violation of Article 10 of this Act.

(30) Requiring a party to a transaction who is not a client of the licensee to allow the licensee to retain a portion of the escrow moneys for payment of the licensee's commission or expenses as a condition for release of the escrow moneys to that party.

(31) Disregarding or violating any provision of this Act or the published rules promulgated by OBRE to enforce this Act or aiding or abetting any individual, partnership, registered limited liability partnership, limited liability company, or corporation in disregarding any provision of this Act or the published rules promulgated by OBRE to enforce this Act.

(32) Failing to provide the minimum services required by Section 15-75 of this Act when acting under an exclusive brokerage agreement.

(Source: P.A. 91-245, eff. 12-31-99.)

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

There being no further amendments, the foregoing Amendment No. 1 was adopted 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: SENATE BILL 2926.

SENATE BILL 3013. 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. Amend Senate Bill 3013 by replacing everything after the enacting clause with the following:

"Section 5. The Counties Code is amended by adding Section 5-15025 as follows:

(55 ILCS 5/5-15025 new)

Sec. 5-15025. Boil order; notification of certified local public health department required. If a county, or any department or agency of the county, issues a boil order, then the county must notify any certified local public health department that serves an area subject to the boil order as soon as is practical, but no later than 2 hours after issuing the order. In addition to the initial notice, the county must provide, to any affected certified local public health department, a written notification within 24 hours after issuing the boil order. The written notification must include the estimated duration of the order or warning and the geographic area covered by the order or warning.

Section 10. The Illinois Municipal Code is amended by adding Section 11-20-10.5 as follows:

(65 ILCS 5/11-20-10.5 new)

Sec. 11-20-10.5. Boil order; notification of certified local public health department required. If a municipality, or any department or agency of the municipality, issues a boil order, then the municipality must notify any certified local public health department that serves an area subject to the boil order as soon as is practical, but no later than 2 hours after issuing the order. In addition to the initial notice, the municipality must provide, to any affected certified local public health department, a written notification within 24 hours after issuing the boil order. The written notification must include the estimated duration of the order or warning and the geographic area covered by the order or warning.

Section 15. The Public Water District Act is amended by adding Section 7.3 as follows:
(70 ILCS 3705/7.3 new)

Sec. 7.3. Boil order; notification of certified local public health department required. If a public water district issues a boil order, then the district must notify any certified local public health department that serves an area subject to the boil order as soon as is practical, but no later than 2 hours after issuing the order. In addition to the initial notice, the district must provide, to any affected certified local public health department, a written notification within 24 hours after issuing the boil order. The written notification must include the estimated duration of the order or warning and the geographic area covered by the order or warning.

Section 20. The Water Service District Act is amended by adding Section 5.2 as follows:
(70 ILCS 3710/5.2 new)

Sec. 5.2. Boil order; notification of certified local health department required. If a water service district issues a boil order, then the district must notify any certified local public health department that serves an area subject to the boil order as soon as is practical, but no later than 2 hours after issuing the order. In addition to the initial notice, the district must provide, to any affected certified local public health department, a written notification within 24 hours after issuing the boil order. The written notification must include the estimated duration of the order or warning and the geographic area covered by the order or warning.

Section 25. The Water Authorities Act is amended by adding Section 6c as follows:
(70 ILCS 3715/6c new)

Sec. 6c. Boil order; notification of certified local health department required. If a water authority issues a boil order, then the authority must notify any certified local public health department that serves an area subject to the boil order as soon as is practical, but no later than 2 hours after issuing the order. In addition to the initial notice, the authority must provide, to any affected certified local public health department, a written notification within 24 hours after issuing the boil order. The written notification must include the estimated duration of the order or warning and the geographic area covered by the order or warning.

Section 30. The Water Commission Act of 1985 is amended by adding Section 2.5 as follows:
(70 ILCS 3720/2.5 new)

Sec. 2.5. Boil order; notification of certified local public health department required. If a water commission issues a boil order, then the commission must notify any certified local public health department that serves an area subject to the boil order as soon as is practical, but no later than 2 hours after issuing the order. In addition to the initial notice, the commission must provide, to any affected certified local public health department, a written notification within 24 hours after issuing the boil order. The written notification must include the estimated duration of the order or warning and the geographic area covered by the order or warning.

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

Representative Ryg offered the following amendment and moved its adoption:

AMENDMENT NO. 2. Amend Senate Bill 3013, AS AMENDED, with reference to page and line numbers of House Amendment No. 1, on page 1, immediately below line 18, by inserting the following:

"Section 7. The Township Code is amended by adding Section 205-12 as follows:
(60 ILCS 1/205-12 new)

Sec. 205-12. Boil order; notification of certified local public health department required. If a township, or any department or agency of the township, issues a boil order, then the township must notify any certified local public health department that serves an area subject to the boil order as soon as is practical, but no later than 2 hours after issuing the order. In addition to the initial notice, the township must provide, to any affected certified local public health department, a written notification within 24 hours after issuing the boil order. The written notification must include the estimated duration of the order or warning and the geographic area covered by the order or warning."

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

There being no further amendments, the foregoing Amendments numbered 1 and 2 were adopted and the bill, as amended, 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: SENATE BILLS 3021, 3189 and 3207.

RECALLS

By unanimous consent, on motion of Representative Washington, HOUSE BILL 5385 was recalled from the order of Third Reading to the order of Second Reading and held on that order.

By unanimous consent, on motion of Representative Capparelli, SENATE BILL 984 was recalled from the order of Third Reading to the order of Second Reading and held on that order.

SENATE BILLS ON THIRD READING

The following bills and any amendments adopted thereto were printed and laid upon the Members' desks. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Dugan, SENATE BILL 2106 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; 47, 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.

On motion of Representative May, SENATE BILL 2140 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; 1, Nays; 0, 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.

On motion of Representative Acevedo, SENATE BILL 2122 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 7)

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

Ordered that the Clerk inform the Senate.

On motion of Representative Tenhouse, SENATE BILL 2145 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 8)

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.

On motion of Representative Mathias, SENATE BILL 2158 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, 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.

On motion of Representative Colvin, SENATE BILL 2166 was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the negative by the following vote: 35, Yeas; 66, Nays; 13, Answering Present.

(ROLL CALL 10)

This bill, having failed to receive the votes of a constitutional majority of the Members elected, was declared lost.

On motion of Representative Nekritz, SENATE BILL 2196 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: 61, Yeas; 54, 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.

On motion of Representative Colvin, SENATE BILL 2201 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 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.

On motion of Representative Black, SENATE BILL 2272 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: 91, Yeas; 22, Nays; 2, 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.

On motion of Representative Granberg, SENATE BILL 2337 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 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.

On motion of Representative Froehlich, SENATE BILL 2360 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: 110, Yeas; 0, Nays; 6, 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.

On motion of Representative Dugan, SENATE BILL 2362 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 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.

On motion of Representative Reitz, SENATE BILL 2370 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 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.

On motion of Representative Mathias, SENATE 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: 114, Yeas; 2, Nays; 0, 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.

On motion of Representative Hultgren, SENATE BILL 2448 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 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.

On motion of Representative Osterman, SENATE BILL 2495 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 20)

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.

On motion of Representative Lindner, SENATE BILL 2654 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 21)

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.

RESOLUTIONS

Having been reported out of the Committee on Rules on earlier today, HOUSE RESOLUTION 906 was taken up for consideration.

Representative Mendoza moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

Having been reported out of the Committee on Rules on earlier today, HOUSE RESOLUTION 908 was taken up for consideration.

Representative Moffitt moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

RECALL

By unanimous consent, on motion of Representative Slone, SENATE BILL 1906 was recalled from the order of Third Reading to the order of Second Reading and held on that order.

HOUSE BILLS ON SECOND READING

HOUSE BILL 5417. Having been read by title a second time on March 31, 2004, and held on the order of Second Reading, the same was again taken up.

Representative Franks offered the following amendment and moved its adoption.

AMENDMENT NO. 1 . Amend House Bill 5417 by replacing the title with the following:

"AN ACT in relation to driving offenses."; and

by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Vehicle Code is amended by changing Section 11-501 as follows:

(625 ILCS 5/11-501) (from Ch. 95 1/2, par. 11-501)

Sec. 11-501. Driving while under the influence of alcohol, other drug or drugs, intoxicating compound or compounds or any combination thereof.

(a) A person shall not drive or be in actual physical control of any vehicle within this State while:

(1) the alcohol concentration in the person's blood or breath is 0.08 or more based on the definition of blood and breath units in Section 11-501.2;

(2) under the influence of alcohol;

(3) under the influence of any intoxicating compound or combination of intoxicating compounds to a degree that renders the person incapable of driving safely;

(4) under the influence of any other drug or combination of drugs to a degree that renders the person incapable of safely driving;

(5) under the combined influence of alcohol, other drug or drugs, or intoxicating compound or compounds to a degree that renders the person incapable of safely driving; or

(6) there is any amount of a drug, substance, or compound in the person's breath, blood, or urine resulting from the unlawful use or consumption of cannabis listed in the Cannabis Control Act, a

controlled substance listed in the Illinois Controlled Substances Act, or an intoxicating compound listed in the Use of Intoxicating Compounds Act.

(b) The fact that any person charged with violating this Section is or has been legally entitled to use alcohol, other drug or drugs, or intoxicating compound or compounds, or any combination thereof, shall not constitute a defense against any charge of violating this Section.

(c) Except as provided under paragraphs ~~(c-3)~~, (c-4), (c-5), and (d) of this Section, every person convicted of violating this Section or a similar provision of a local ordinance, shall be guilty of a Class A misdemeanor and, in addition to any other criminal or administrative action, for any second conviction of violating this Section or a similar provision of a law of another state or local ordinance committed within 5 years of a previous violation of this Section or a similar provision of a local ordinance shall be mandatorily sentenced to a minimum of 5 days of imprisonment or assigned to a minimum of 30 days of community service as may be determined by the court. ~~Every person convicted of violating this Section or a similar provision of a local ordinance shall be subject to an additional mandatory minimum fine of \$500 and an additional mandatory 5 days of community service in a program benefiting children if the person committed a violation of paragraph (a) or a similar provision of a local ordinance while transporting a person under age 16. Every person convicted a second time for violating this Section or a similar provision of a local ordinance within 5 years of a previous violation of this Section or a similar provision of a law of another state or local ordinance shall be subject to an additional mandatory minimum fine of \$500 and an additional 10 days of mandatory community service in a program benefiting children if the current offense was committed while transporting a person under age 16. The imprisonment or assignment under this subsection shall not be subject to suspension nor shall the person be eligible for probation in order to reduce the sentence or assignment.~~

(c-1) (1) A person who violates this Section during a period in which his or her driving privileges are revoked or suspended, where the revocation or suspension was for a violation of this Section, Section 11-501.1, paragraph (b) of Section 11-401, or Section 9-3 of the Criminal Code of 1961 is guilty of a Class 4 felony.

(2) A person who violates this Section a third time during a period in which his or her driving privileges are revoked or suspended where the revocation or suspension was for a violation of this Section, Section 11-501.1, paragraph (b) of Section 11-401, or Section 9-3 of the Criminal Code of 1961 is guilty of a Class 3 felony.

(3) A person who violates this Section a fourth or subsequent time during a period in which his or her driving privileges are revoked or suspended where the revocation or suspension was for a violation of this Section, Section 11-501.1, paragraph (b) of Section 11-401, or Section 9-3 of the Criminal Code of 1961 is guilty of a Class 2 felony.

(c-2) (Blank).

(c-3) (Blank). ~~Every person convicted of violating this Section or a similar provision of a local ordinance who had a child under age 16 in the vehicle at the time of the offense shall have his or her punishment under this Act enhanced by 2 days of imprisonment for a first offense, 10 days of imprisonment for a second offense, 30 days of imprisonment for a third offense, and 90 days of imprisonment for a fourth or subsequent offense, in addition to the fine and community service required under subsection (c) and the possible imprisonment required under subsection (d). The imprisonment or assignment under this subsection shall not be subject to suspension nor shall the person be eligible for probation in order to reduce the sentence or assignment.~~

(c-4) When a person is convicted of violating Section 11-501 of this Code or a similar provision of a local ordinance, the following penalties apply when his or her blood, breath, or urine was .16 or more based on the definition of blood, breath, or urine units in Section 11-501.2 ~~or when that person is convicted of violating this Section while transporting a child under the age of 16:~~

(1) A person who is convicted of violating subsection (a) of Section 11-501 of this Code a first time, in addition to any other penalty that may be imposed under subsection (c), is subject to a mandatory minimum of 100 hours of community service and a minimum fine of \$500.

(2) A person who is convicted of violating subsection (a) of Section 11-501 of this Code a second time within 10 years, in addition to any other penalty that may be imposed under subsection (c), is subject to a mandatory minimum of 2 days of imprisonment and a minimum fine of \$1,250.

(3) A person who is convicted of violating subsection (a) of Section 11-501 of this Code a third time within 20 years is guilty of a Class 4 felony and, in addition to any other penalty that may be imposed under subsection (c), is subject to a mandatory minimum of 90 days of imprisonment and a minimum fine of \$2,500.

(4) A person who is convicted of violating this subsection (c-4) a fourth or subsequent time is guilty of a Class 2 felony and, in addition to any other penalty that may be imposed under subsection (c), is not eligible for a sentence of probation or conditional discharge and is subject to a minimum fine of \$2,500.

(c-5) When a person is convicted of violating this Section or a similar provision of a local ordinance, the following penalties apply when that person is convicted of a violation while transporting a child under the age of 16:

(1) Except as otherwise provided in paragraph (2) of this subsection (c-5), a person who is convicted of violating subsection (a) of this Section a first time is guilty of a Class A misdemeanor and is subject to 6 months of imprisonment, a mandatory fine of \$1000, and 25 days of community service in a program benefiting children. The imprisonment or assignment to community service under this subsection shall not be subject to suspension, nor shall the person be eligible for probation in order to reduce the sentence or assignment.

(2) A person who is convicted of violating subsection (a) of this Section a first time and who in committing that violation was involved in a motor vehicle accident that resulted in bodily harm to the child under the age of 16 being transported by the person, if the violation was the proximate cause of the injury, is guilty of a Class 4 felony and is subject to one year of imprisonment, a mandatory fine of \$2,500, and 25 days of community service in a program benefiting children. The imprisonment or assignment to community service under this subsection shall not be subject to suspension, nor shall the person be eligible for probation in order to reduce the sentence or assignment.

(3) Except as otherwise provided in paragraph (4) of this subsection (c-5), a person who is convicted of violating subsection (a) of this Section a second time within 10 years is guilty of a Class 4 felony and is subject to one year of imprisonment, a mandatory fine of \$2,500, and 25 days of community service in a program benefiting children. The imprisonment or assignment to community service under this subsection shall not be subject to suspension, nor shall the person be eligible for probation in order to reduce the sentence or assignment.

(4) A person who is convicted of violating subsection (a) of this Section a second time within 10 years and who in committing that violation was involved in a motor vehicle accident that resulted in bodily harm to the child under the age of 16 being transported, if the violation was the proximate cause of the injury, is guilty of a Class 4 felony and is subject to 18 months of imprisonment, a mandatory fine of \$5,000, and 25 days of community service in a program benefiting children. The imprisonment or assignment to community service under this subsection shall not be subject to suspension, nor shall the person be eligible for probation in order to reduce the sentence or assignment.

(5) A person who is convicted of violating subsection (a) of this Section a third or subsequent time within 20 years is guilty of a Class 3 felony and is subject to 3 years of imprisonment, a mandatory fine of \$25,000, and 25 days of community service in a program benefiting children. The imprisonment or assignment to community service under this subsection shall not be subject to suspension, nor shall the person be eligible for probation in order to reduce the sentence or assignment.

(d) (1) Every person convicted of committing a violation of this Section shall be guilty of aggravated driving under the influence of alcohol, other drug or drugs, or intoxicating compound or compounds, or any combination thereof if:

(A) the person committed a violation of this Section, or a similar provision of a law of another state or a local ordinance when the cause of action is the same as or substantially similar to this Section, for the third or subsequent time;

(B) the person committed a violation of paragraph (a) while driving a school bus with children on board;

(C) the person in committing a violation of paragraph (a) was involved in a motor vehicle accident that resulted in great bodily harm or permanent disability or disfigurement to another, when the violation was a proximate cause of the injuries;

(D) the person committed a violation of paragraph (a) for a second time and has been previously convicted of violating Section 9-3 of the Criminal Code of 1961 relating to reckless homicide in which the person was determined to have been under the influence of alcohol, other drug or drugs, or intoxicating compound or compounds as an element of the offense or the person has previously been convicted under subparagraph (C) or subparagraph (F) of this paragraph (1);

(E) the person, in committing a violation of paragraph (a) while driving at any speed in a school speed zone at a time when a speed limit of 20 miles per hour was in effect under subsection (a) of Section 11-605 of this Code, was involved in a motor vehicle accident that resulted

in bodily harm, other than great bodily harm or permanent disability or disfigurement, to another person, when the violation of paragraph (a) was a proximate cause of the bodily harm; or

(F) the person, in committing a violation of paragraph (a), was involved in a motor vehicle, snowmobile, all-terrain vehicle, or watercraft accident that resulted in the death of another person, when the violation of paragraph (a) was a proximate cause of the death.

(2) Except as provided in this paragraph (2), aggravated driving under the influence of alcohol, other drug or drugs, or intoxicating compound or compounds, or any combination thereof is a Class 4 felony. For a violation of subparagraph (C) of paragraph (1) of this subsection (d), the defendant, if sentenced to a term of imprisonment, shall be sentenced to not less than one year nor more than 12 years. Aggravated driving under the influence of alcohol, other drug or drugs, or intoxicating compound or compounds, or any combination thereof as defined in subparagraph (F) of paragraph (1) of this subsection (d) is a Class 2 felony, for which the defendant, if sentenced to a term of imprisonment, shall be sentenced to: (A) a term of imprisonment of not less than 3 years and not more than 14 years if the violation resulted in the death of one person; or (B) a term of imprisonment of not less than 6 years and not more than 28 years if the violation resulted in the deaths of 2 or more persons. For any prosecution under this subsection (d), a certified copy of the driving abstract of the defendant shall be admitted as proof of any prior conviction.

(e) After a finding of guilt and prior to any final sentencing, or an order for supervision, for an offense based upon an arrest for a violation of this Section or a similar provision of a local ordinance, individuals shall be required to undergo a professional evaluation to determine if an alcohol, drug, or intoxicating compound abuse problem exists and the extent of the problem, and undergo the imposition of treatment as appropriate. Programs conducting these evaluations shall be licensed by the Department of Human Services. The cost of any professional evaluation shall be paid for by the individual required to undergo the professional evaluation.

(e-1) Any person who is found guilty of or pleads guilty to violating this Section, including any person receiving a disposition of court supervision for violating this Section, may be required by the Court to attend a victim impact panel offered by, or under contract with, a County State's Attorney's office, a probation and court services department, Mothers Against Drunk Driving, or the Alliance Against Intoxicated Motorists. All costs generated by the victim impact panel shall be paid from fees collected from the offender or as may be determined by the court.

(f) Every person found guilty of violating this Section, whose operation of a motor vehicle while in violation of this Section proximately caused any incident resulting in an appropriate emergency response, shall be liable for the expense of an emergency response as provided under Section 5-5-3 of the Unified Code of Corrections.

(g) The Secretary of State shall revoke the driving privileges of any person convicted under this Section or a similar provision of a local ordinance.

(h) Every person sentenced under paragraph (2) or (3) of subsection (c-1) of this Section or subsection (d) of this Section and who receives a term of probation or conditional discharge shall be required to serve a minimum term of either 60 days community service or 10 days of imprisonment as a condition of the probation or conditional discharge. This mandatory minimum term of imprisonment or assignment of community service shall not be suspended and shall not be subject to reduction by the court.

(i) The Secretary of State shall require the use of ignition interlock devices on all vehicles owned by an individual who has been convicted of a second or subsequent offense of this Section or a similar provision of a local ordinance. The Secretary shall establish by rule and regulation the procedures for certification and use of the interlock system.

(j) In addition to any other penalties and liabilities, a person who is found guilty of or pleads guilty to violating this Section, including any person placed on court supervision for violating this Section, shall be fined \$100, payable to the circuit clerk, who shall distribute the money to the law enforcement agency that made the arrest. If the person has been previously convicted of violating this Section or a similar provision of a local ordinance, the fine shall be \$200. In the event that more than one agency is responsible for the arrest, the \$100 or \$200 shall be shared equally. Any moneys received by a law enforcement agency under this subsection (j) shall be used to purchase law enforcement equipment that will assist in the prevention of alcohol related criminal violence throughout the State. This shall include, but is not limited to, in-car video cameras, radar and laser speed detection devices, and alcohol breath testers. Any moneys received by the Department of State Police under this subsection (j) shall be deposited into the State Police DUI Fund and shall be used to purchase law enforcement equipment that will assist in the prevention of alcohol related criminal violence throughout the State.

(k) The Secretary of State Police DUI Fund is created as a special fund in the State treasury. All moneys received by the Secretary of State Police under subsection (j) of this Section shall be deposited into the Secretary of State Police DUI Fund and, subject to appropriation, shall be used to purchase law enforcement equipment to assist in the prevention of alcohol related criminal violence throughout the State. (Source: P.A. 92-248, eff. 8-3-01; 92-418, eff. 8-17-01; 92-420, eff. 8-17-01; 92-429, eff. 1-1-02; 92-431, eff. 1-1-02; 92-651, eff. 7-11-02; 93-156, eff. 1-1-04; 93-213, eff. 7-18-03; 93-584, eff. 8-22-03; revised 8-27-03.)

Section 10. The Unified Code of Corrections is amended by changing Section 5-5-3 of as follows:

(730 ILCS 5/5-5-3) (from Ch. 38, par. 1005-5-3)

Sec. 5-5-3. Disposition.

(a) Every person convicted of an offense shall be sentenced as provided in this Section.

(b) The following options shall be appropriate dispositions, alone or in combination, for all felonies and misdemeanors other than those identified in subsection (c) of this Section:

(1) A period of probation.

(2) A term of periodic imprisonment.

(3) A term of conditional discharge.

(4) A term of imprisonment.

(5) An order directing the offender to clean up and repair the damage, if the offender was convicted under paragraph (h) of Section 21-1 of the Criminal Code of 1961 (now repealed).

(6) A fine.

(7) An order directing the offender to make restitution to the victim under Section 5-5-6 of this Code.

(8) A sentence of participation in a county impact incarceration program under Section 5-8-1.2 of this Code.

Whenever an individual is sentenced for an offense based upon an arrest for a violation of Section 11-501 of the Illinois Vehicle Code, or a similar provision of a local ordinance, and the professional evaluation recommends remedial or rehabilitative treatment or education, neither the treatment nor the education shall be the sole disposition and either or both may be imposed only in conjunction with another disposition. The court shall monitor compliance with any remedial education or treatment recommendations contained in the professional evaluation. Programs conducting alcohol or other drug evaluation or remedial education must be licensed by the Department of Human Services. However, if the individual is not a resident of Illinois, the court may accept an alcohol or other drug evaluation or remedial education program in the state of such individual's residence. Programs providing treatment must be licensed under existing applicable alcoholism and drug treatment licensure standards.

In addition to any other fine or penalty required by law, any individual convicted of a violation of Section 11-501 of the Illinois Vehicle Code, Section 5-7 of the Snowmobile Registration and Safety Act, Section 5-16 of the Boat Registration and Safety Act, or a similar provision of local ordinance, whose operation of a motor vehicle while in violation of Section 11-501, Section 5-7, Section 5-16, or such ordinance proximately caused an incident resulting in an appropriate emergency response, shall be required to make restitution to a public agency for the costs of that emergency response. Such restitution shall not exceed \$1,000 per public agency for each such emergency response. For the purpose of this paragraph, emergency response shall mean any incident requiring a response by: a police officer as defined under Section 1-162 of the Illinois Vehicle Code; a fireman carried on the rolls of a regularly constituted fire department; and an ambulance as defined under Section 3.85 of the Emergency Medical Services (EMS) Systems Act.

Neither a fine nor restitution shall be the sole disposition for a felony and either or both may be imposed only in conjunction with another disposition.

(c) (1) When a defendant is found guilty of first degree murder the State may either seek a sentence of imprisonment under Section 5-8-1 of this Code, or where appropriate seek a sentence of death under Section 9-1 of the Criminal Code of 1961.

(2) A period of probation, a term of periodic imprisonment or conditional discharge shall not be imposed for the following offenses. The court shall sentence the offender to not less than the minimum term of imprisonment set forth in this Code for the following offenses, and may order a fine or restitution or both in conjunction with such term of imprisonment:

(A) First degree murder where the death penalty is not imposed.

(B) Attempted first degree murder.

(C) A Class X felony.

(D) A violation of Section 401.1 or 407 of the Illinois Controlled Substances Act, or a violation of subdivision (c)(1) or (c)(2) of Section 401 of that Act which relates to more than 5 grams of a substance containing heroin or cocaine or an analog thereof.

(E) A violation of Section 5.1 or 9 of the Cannabis Control Act.

(F) A Class 2 or greater felony if the offender had been convicted of a Class 2 or greater felony within 10 years of the date on which the offender committed the offense for which he or she is being sentenced, except as otherwise provided in Section 40-10 of the Alcoholism and Other Drug Abuse and Dependency Act.

(G) Residential burglary, except as otherwise provided in Section 40-10 of the Alcoholism and Other Drug Abuse and Dependency Act.

(H) Criminal sexual assault.

(I) Aggravated battery of a senior citizen.

(J) A forcible felony if the offense was related to the activities of an organized gang.

Before July 1, 1994, for the purposes of this paragraph, "organized gang" means an association of 5 or more persons, with an established hierarchy, that encourages members of the association to perpetrate crimes or provides support to the members of the association who do commit crimes.

Beginning July 1, 1994, for the purposes of this paragraph, "organized gang" has the meaning ascribed to it in Section 10 of the Illinois Streetgang Terrorism Omnibus Prevention Act.

(K) Vehicular hijacking.

(L) A second or subsequent conviction for the offense of hate crime when the underlying offense upon which the hate crime is based is felony aggravated assault or felony mob action.

(M) A second or subsequent conviction for the offense of institutional vandalism if the damage to the property exceeds \$300.

(N) A Class 3 felony violation of paragraph (1) of subsection (a) of Section 2 of the Firearm Owners Identification Card Act.

(O) A violation of Section 12-6.1 of the Criminal Code of 1961.

(P) A violation of paragraph (1), (2), (3), (4), (5), or (7) of subsection (a) of Section 11-20.1 of the Criminal Code of 1961.

(Q) A violation of Section 20-1.2 or 20-1.3 of the Criminal Code of 1961.

(R) A violation of Section 24-3A of the Criminal Code of 1961.

(S) A violation of Section 11-501(c-1)(3) of the Illinois Vehicle Code.

(T) A second or subsequent violation of paragraph (6.6) of subsection (a), subsection (c-5), or subsection (d-5) of Section 401 of the Illinois Controlled Substances Act.

(3) A minimum term of imprisonment of not less than 5 days or 30 days of community service as may be determined by the court shall be imposed for a second violation committed within 5 years of a previous violation of Section 11-501 of the Illinois Vehicle Code or a similar provision of a local ordinance. In the case of a third or subsequent violation committed within 5 years of a previous violation of Section 11-501 of the Illinois Vehicle Code or a similar provision of a local ordinance, a minimum term of either 10 days of imprisonment or 60 days of community service shall be imposed.

(4) A minimum term of imprisonment of not less than 10 consecutive days or 30 days of community service shall be imposed for a violation of paragraph (c) of Section 6-303 of the Illinois Vehicle Code.

(4.1) A minimum term of 30 consecutive days of imprisonment, 40 days of 24 hour periodic imprisonment or 720 hours of community service, as may be determined by the court, shall be imposed for a violation of Section 11-501 of the Illinois Vehicle Code during a period in which the defendant's driving privileges are revoked or suspended, where the revocation or suspension was for a violation of Section 11-501 or Section 11-501.1 of that Code.

(4.2) Except as provided in paragraph (4.3) of this subsection (c), a minimum of 100 hours of community service shall be imposed for a second violation of Section 6-303 of the Illinois Vehicle Code.

(4.3) A minimum term of imprisonment of 30 days or 300 hours of community service, as determined by the court, shall be imposed for a second violation of subsection (c) of Section 6-303 of the Illinois Vehicle Code.

(4.4) Except as provided in paragraph (4.5) and paragraph (4.6) of this subsection (c),

a minimum term of imprisonment of 30 days or 300 hours of community service, as determined by the court, shall be imposed for a third or subsequent violation of Section 6-303 of the Illinois Vehicle Code.

(4.5) A minimum term of imprisonment of 30 days shall be imposed for a third violation of subsection (c) of Section 6-303 of the Illinois Vehicle Code.

(4.6) A minimum term of imprisonment of 180 days shall be imposed for a fourth or subsequent violation of subsection (c) of Section 6-303 of the Illinois Vehicle Code.

(5) The court may sentence an offender convicted of a business offense or a petty offense or a corporation or unincorporated association convicted of any offense to:

(A) a period of conditional discharge;

(B) a fine;

(C) make restitution to the victim under Section 5-5-6 of this Code.

(5.1) In addition to any penalties imposed under paragraph (5) of this subsection (c), and except as provided in paragraph (5.2) or (5.3), a person convicted of violating subsection (c) of Section 11-907 of the Illinois Vehicle Code shall have his or her driver's license, permit, or privileges suspended for at least 90 days but not more than one year, if the violation resulted in damage to the property of another person.

(5.2) In addition to any penalties imposed under paragraph (5) of this subsection (c), and except as provided in paragraph (5.3), a person convicted of violating subsection (c) of Section 11-907 of the Illinois Vehicle Code shall have his or her driver's license, permit, or privileges suspended for at least 180 days but not more than 2 years, if the violation resulted in injury to another person.

(5.3) In addition to any penalties imposed under paragraph (5) of this subsection (c), a person convicted of violating subsection (c) of Section 11-907 of the Illinois Vehicle Code shall have his or her driver's license, permit, or privileges suspended for 2 years, if the violation resulted in the death of another person.

(6) In no case shall an offender be eligible for a disposition of probation or conditional discharge for a Class 1 felony committed while he was serving a term of probation or conditional discharge for a felony.

(7) When a defendant is adjudged a habitual criminal under Article 33B of the Criminal Code of 1961, the court shall sentence the defendant to a term of natural life imprisonment.

(8) When a defendant, over the age of 21 years, is convicted of a Class 1 or Class 2 felony, after having twice been convicted in any state or federal court of an offense that contains the same elements as an offense now classified in Illinois as a Class 2 or greater Class felony and such charges are separately brought and tried and arise out of different series of acts, such defendant shall be sentenced as a Class X offender. This paragraph shall not apply unless (1) the first felony was committed after the effective date of this amendatory Act of 1977; and (2) the second felony was committed after conviction on the first; and (3) the third felony was committed after conviction on the second. A person sentenced as a Class X offender under this paragraph is not eligible to apply for treatment as a condition of probation as provided by Section 40-10 of the Alcoholism and Other Drug Abuse and Dependency Act.

(9) A defendant convicted of a second or subsequent offense of ritualized abuse of a child may be sentenced to a term of natural life imprisonment.

(10) When a person is convicted of violating Section 11-501 of the Illinois Vehicle Code or a similar provision of a local ordinance, the following penalties apply when his or her blood, breath, or urine was .16 or more based on the definition of blood, breath, or urine units in Section 11-501.2 ~~or that person is convicted of violating Section 11-501 of the Illinois Vehicle Code while transporting a child under the age of 16:~~

(A) For a first violation of subsection (a) of Section 11-501, in addition to any other penalty that may be imposed under subsection (c) of Section 11-501: a mandatory minimum of 100 hours of community service and a minimum fine of \$500.

(B) For a second violation of subsection (a) of Section 11-501, in addition to any other penalty that may be imposed under subsection (c) of Section 11-501 within 10 years: a mandatory minimum of 2 days of imprisonment and a minimum fine of \$1,250.

(C) For a third violation of subsection (a) of Section 11-501, in addition to any other penalty that may be imposed under subsection (c) of Section 11-501 within 20 years: a mandatory minimum of 90 days of imprisonment and a minimum fine of \$2,500.

(D) For a fourth or subsequent violation of subsection (a) of Section 11-501: ineligibility for a sentence of probation or conditional discharge and a minimum fine of \$2,500.

(11) When a person is convicted of violating Section 11-501 of the Illinois Vehicle Code or a similar provision of a local ordinance, the following penalties apply when that person is convicted of violating Section 11-501 of the Illinois Vehicle Code while transporting a child under the age of 16:

(A) Except as otherwise provided in subparagraph (B) of this subdivision (c)(11), for a first violation of subsection (a) of Section 11-501, in addition to any other penalty that may be imposed under subsection (c) of Section 11-501: 25 days of community service in a program benefiting children and a mandatory fine of \$1,000.

(B) For a first violation of subsection (a) of Section 11-501, if the violation was the proximate cause of an accident resulting in bodily harm to the child under the age of 16 being transported, in addition to any other penalty that may be imposed under subsection (c) of Section 11-501: 25 days of community service in a program benefiting children and a mandatory fine of \$2,500.

(C) Except as otherwise provided in subparagraph (D) of this subdivision (c)(11), for a second violation of subsection (a) of Section 11-501 within 10 years, in addition to any other penalty that may be imposed under subsection (c) of Section 11-501: 25 days of community service in a program benefiting children and a minimum fine of \$2,500.

(D) For a second violation of subsection (a) of Section 11-501 within 10 years, if the violation was the proximate cause of an accident resulting in bodily harm to the person under the age of 16 being transported, in addition to any other penalty that may be imposed under subsection (c) of Section 11-501: 25 days of community service in a program benefiting children and a mandatory fine of \$5,000.

(E) For a third or subsequent violation of subsection (a) of Section 11-501 within 20 years, in addition to any other penalty that may be imposed under subsection (c) of Section: 25 days of community service in a program benefiting children and a mandatory fine of \$25,000.

(d) In any case in which a sentence originally imposed is vacated, the case shall be remanded to the trial court. The trial court shall hold a hearing under Section 5-4-1 of the Unified Code of Corrections which may include evidence of the defendant's life, moral character and occupation during the time since the original sentence was passed. The trial court shall then impose sentence upon the defendant. The trial court may impose any sentence which could have been imposed at the original trial subject to Section 5-5-4 of the Unified Code of Corrections. If a sentence is vacated on appeal or on collateral attack due to the failure of the trier of fact at trial to determine beyond a reasonable doubt the existence of a fact (other than a prior conviction) necessary to increase the punishment for the offense beyond the statutory maximum otherwise applicable, either the defendant may be re-sentenced to a term within the range otherwise provided or, if the State files notice of its intention to again seek the extended sentence, the defendant shall be afforded a new trial.

(e) In cases where prosecution for aggravated criminal sexual abuse under Section 12-16 of the Criminal Code of 1961 results in conviction of a defendant who was a family member of the victim at the time of the commission of the offense, the court shall consider the safety and welfare of the victim and may impose a sentence of probation only where:

(1) the court finds (A) or (B) or both are appropriate:

(A) the defendant is willing to undergo a court approved counseling program for a minimum duration of 2 years; or

(B) the defendant is willing to participate in a court approved plan including but not limited to the defendant's:

(i) removal from the household;

(ii) restricted contact with the victim;

(iii) continued financial support of the family;

(iv) restitution for harm done to the victim; and

(v) compliance with any other measures that the court may deem appropriate; and

(2) the court orders the defendant to pay for the victim's counseling services, to the extent that the court finds, after considering the defendant's income and assets, that the defendant is financially capable of paying for such services, if the victim was under 18 years of age at the time the offense was committed and requires counseling as a result of the offense.

Probation may be revoked or modified pursuant to Section 5-6-4; except where the court determines at the hearing that the defendant violated a condition of his or her probation restricting contact with the victim or other family members or commits another offense with the victim or other family members, the court shall revoke the defendant's probation and impose a term of imprisonment.

For the purposes of this Section, "family member" and "victim" shall have the meanings ascribed to them in Section 12-12 of the Criminal Code of 1961.

(f) This Article shall not deprive a court in other proceedings to order a forfeiture of property, to suspend or cancel a license, to remove a person from office, or to impose any other civil penalty.

(g) Whenever a defendant is convicted of an offense under Sections 11-14, 11-15, 11-15.1, 11-16, 11-17, 11-18, 11-18.1, 11-19, 11-19.1, 11-19.2, 12-13, 12-14, 12-14.1, 12-15 or 12-16 of the Criminal Code of 1961, the defendant shall 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 agent of acquired immunodeficiency syndrome (AIDS). Any such 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 defendant's person. Except as otherwise provided by law, the results of such 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 conviction 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, if anyone, the results of the testing may be revealed. The court shall notify the defendant of the test results. 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 legal guardian of the test results. The court shall provide information on the availability of HIV testing and counseling at Department of Public Health facilities to all parties to whom the results of the testing are revealed and shall direct the State's Attorney to provide the information to the victim when possible. A State's Attorney may petition the court to obtain the results of any HIV test administered under this Section, and the court shall grant the disclosure if the State's Attorney shows it is relevant in order to prosecute a charge of criminal transmission of HIV under Section 12-16.2 of the Criminal Code of 1961 against the defendant. The court shall order that the cost of any such test shall be paid by the county and may be taxed as costs against the convicted defendant.

(g-5) When an inmate is tested for an airborne communicable disease, as determined by the Illinois Department of Public Health including but not limited to tuberculosis, the results of the test shall be personally delivered by the warden or his or her designee in a sealed envelope to the judge of the court in which the inmate must appear for the judge's inspection in camera if requested by the judge. Acting in accordance with the best interests of those in the courtroom, the judge shall have the discretion to determine what if any precautions need to be taken to prevent transmission of the disease in the courtroom.

(h) Whenever a defendant is convicted of an offense under Section 1 or 2 of the Hypodermic Syringes and Needles Act, the defendant shall undergo medical testing to determine whether the defendant has been exposed to human immunodeficiency virus (HIV) or any other identified causative agent of acquired immunodeficiency syndrome (AIDS). Except as otherwise provided by law, the results of such 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 conviction was entered for the judge's inspection in camera. Acting in accordance with the best interests of the public, the judge shall have the discretion to determine to whom, if anyone, the results of the testing may be revealed. The court shall notify the defendant of a positive test showing an infection with the human immunodeficiency virus (HIV). The court shall provide information on the availability of HIV testing and counseling at Department of Public Health facilities to all parties to whom the results of the testing are revealed and shall direct the State's Attorney to provide the information to the victim when possible. A State's Attorney may petition the court to obtain the results of any HIV test administered under this Section, and the court shall grant the disclosure if the State's Attorney shows it is relevant in order to prosecute a charge of criminal transmission of HIV under Section 12-16.2 of the Criminal Code of 1961 against the defendant. The court shall order that the cost of any such test shall be paid by the county and may be taxed as costs against the convicted defendant.

(i) All fines and penalties imposed under this Section for any violation of Chapters 3, 4, 6, and 11 of the Illinois Vehicle Code, or a similar provision of a local ordinance, and any violation of the Child Passenger Protection Act, or a similar provision of a local ordinance, shall be collected and disbursed by the circuit clerk as provided under Section 27.5 of the Clerks of Courts Act.

(j) In cases when prosecution for any violation of Section 11-6, 11-8, 11-9, 11-11, 11-14, 11-15, 11-15.1, 11-16, 11-17, 11-17.1, 11-18, 11-18.1, 11-19, 11-19.1, 11-19.2, 11-20.1, 11-21, 12-13, 12-14, 12-14.1, 12-15, or 12-16 of the Criminal Code of 1961, any violation of the Illinois Controlled Substances Act, or any violation of the Cannabis Control Act results in conviction, a disposition of court supervision, or an order of probation granted under Section 10 of the Cannabis Control Act or Section 410 of the Illinois Controlled Substance Act of a defendant, the court shall determine whether the defendant is employed by a facility or center as defined under the Child Care Act of 1969, a public or private elementary or secondary school, or otherwise works with children under 18 years of age on a daily basis. When a defendant is so

employed, the court shall order the Clerk of the Court to send a copy of the judgment of conviction or order of supervision or probation to the defendant's employer by certified mail. If the employer of the defendant is a school, the Clerk of the Court shall direct the mailing of a copy of the judgment of conviction or order of supervision or probation to the appropriate regional superintendent of schools. The regional superintendent of schools shall notify the State Board of Education of any notification under this subsection.

(j-5) A defendant at least 17 years of age who is convicted of a felony and who has not been previously convicted of a misdemeanor or felony and who is sentenced to a term of imprisonment in the Illinois Department of Corrections shall as a condition of his or her sentence be required by the court to attend educational courses designed to prepare the defendant for a high school diploma and to work toward a high school diploma or to work toward passing the high school level Test of General Educational Development (GED) or to work toward completing a vocational training program offered by the Department of Corrections. If a defendant fails to complete the educational training required by his or her sentence during the term of incarceration, the Prisoner Review Board shall, as a condition of mandatory supervised release, require the defendant, at his or her own expense, to pursue a course of study toward a high school diploma or passage of the GED test. The Prisoner Review Board shall revoke the mandatory supervised release of a defendant who wilfully fails to comply with this subsection (j-5) upon his or her release from confinement in a penal institution while serving a mandatory supervised release term; however, the inability of the defendant after making a good faith effort to obtain financial aid or pay for the educational training shall not be deemed a wilful failure to comply. The Prisoner Review Board shall recommit the defendant whose mandatory supervised release term has been revoked under this subsection (j-5) as provided in Section 3-3-9. This subsection (j-5) does not apply to a defendant who has a high school diploma or has successfully passed the GED test. This subsection (j-5) does not apply to a defendant who is determined by the court to be developmentally disabled or otherwise mentally incapable of completing the educational or vocational program.

(k) A court may not impose a sentence or disposition for a felony or misdemeanor that requires the defendant to be implanted or injected with or to use any form of birth control.

(l) (A) Except as provided in paragraph (C) of subsection (l), whenever a defendant, who is an alien as defined by the Immigration and Nationality Act, is convicted of any felony or misdemeanor offense, the court after sentencing the defendant may, upon motion of the State's Attorney, hold sentence in abeyance and remand the defendant to the custody of the Attorney General of the United States or his or her designated agent to be deported when:

- (1) a final order of deportation has been issued against the defendant pursuant to proceedings under the Immigration and Nationality Act, and
- (2) the deportation of the defendant would not deprecate the seriousness of the defendant's conduct and would not be inconsistent with the ends of justice.

Otherwise, the defendant shall be sentenced as provided in this Chapter V.

(B) If the defendant has already been sentenced for a felony or misdemeanor offense, or has been placed on probation under Section 10 of the Cannabis Control Act or Section 410 of the Illinois Controlled Substances Act, the court may, upon motion of the State's Attorney to suspend the sentence imposed, commit the defendant to the custody of the Attorney General of the United States or his or her designated agent when:

- (1) a final order of deportation has been issued against the defendant pursuant to proceedings under the Immigration and Nationality Act, and
- (2) the deportation of the defendant would not deprecate the seriousness of the defendant's conduct and would not be inconsistent with the ends of justice.

(C) This subsection (l) does not apply to offenders who are subject to the provisions of paragraph (2) of subsection (a) of Section 3-6-3.

(D) Upon motion of the State's Attorney, if a defendant sentenced under this Section returns to the jurisdiction of the United States, the defendant shall be recommitted to the custody of the county from which he or she was sentenced. Thereafter, the defendant shall be brought before the sentencing court, which may impose any sentence that was available under Section 5-5-3 at the time of initial sentencing. In addition, the defendant shall not be eligible for additional good conduct credit for meritorious service as provided under Section 3-6-6.

(m) A person convicted of criminal defacement of property under Section 21-1.3 of the Criminal Code of 1961, in which the property damage exceeds \$300 and the property damaged is a school building, shall be ordered to perform community service that may include cleanup, removal, or painting over the defacement.

(n) The court may sentence a person convicted of a violation of Section 12-19, 12-21, or 16-1.3 of the Criminal Code of 1961 (i) to an impact incarceration program if the person is otherwise eligible for that program under Section 5-8-1.1, (ii) to community service, or (iii) if the person is an addict or alcoholic, as defined in the Alcoholism and Other Drug Abuse and Dependency Act, to a substance or alcohol abuse program licensed under that Act.

(Source: P.A. 92-183, eff. 7-27-01; 92-248, eff. 8-3-01; 92-283, eff. 1-1-02; 92-340, eff. 8-10-01; 92-418, eff. 8-17-01; 92-422, eff. 8-17-01; 92-651, eff. 7-11-02; 92-698, eff. 7-19-02; 93-44, eff. 7-1-03; 93-156, eff. 1-1-04; 93-169, eff. 7-10-03; 93-301, eff. 1-1-04; 93-419, eff. 1-1-04; 93-546, eff. 1-1-04; revised 10-9-03.)".

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.

SENATE BILLS ON SECOND READING

SENATE BILL 2165. Having been printed, was taken up and read by title a second time.
Representative John Bradley offered the following amendment and moved its adoption:

AMENDMENT NO. 1 . Amend Senate Bill 2165 on page 1, line 13, by inserting after "Code" the following:
"when on his or her land or in his or her abode or fixed place of business".

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

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

SUSPEND POSTING REQUIREMENTS

Pursuant to the motion submitted previously, Representative Lang moved to suspend the posting requirements in Rule 25 in relation to House Resolutions 79, 387, 411, 412, 413, 418, 534, 578, 581, 595, 628, 649, 656, 670, 674, 680, 681, 701, 704, 721, 739, 763, 775, 826, 830, 838, 845 and 863; House Joint Resolutions 23, 54, 60, 70, 73 and 79.

The motion prevailed.

SENATE BILL ON THIRD READING

The following bills and any amendments adopted thereto were printed and laid upon the Members' desks. Any amendments pending were tabled pursuant to Rule 40(a).

On motion of Representative Jones, SENATE BILL 2988 was taken up and read by title a third time.

Pending discussion, Representative Delgado moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

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

113, Yeas; 3, 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.

At the hour of 3:42 o'clock p.m., Representative Currie moved that the House do now adjourn until Thursday, May 13, 2004, at 10:00 o'clock a.m.

The motion prevailed.

And the House stood adjourned.

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
QUORUM ROLL CALL FOR ATTENDANCE

May 12, 2004

0 YEAS

0 NAYS

116 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| P Acevedo | P Delgado | P Kurtz | P Phelps |
| P Aguilar | P Dugan | P Lang | P Pihos |
| P Bailey | P Dunkin | P Leitch | P Poe |
| P Bassi | P Dunn | P Lindner | P Pritchard |
| P Beaubien | P Eddy | P Lyons, Eileen | P Reitz |
| P Bellock | P Feigenholtz | P Lyons, Joseph | P Rita |
| P Berrios | P Flider | P Mathias | P Rose |
| P Biggins | P Flowers | P Mautino | P Ryg |
| P Black | P Franks | P May | P Sacia |
| P Boland | P Fritchey | P McAuliffe | P Saviano |
| P Bost | P Froehlich | P McCarthy | P Schmitz |
| P Bradley, John | P Giles | P McGuire | P Scully |
| P Bradley, Richard | P Gordon | P McKeon | P Slone |
| P Brady | P Graham | P Mendoza | P Smith |
| P Brauer | P Granberg | P Meyer | P Sommer |
| P Brosnahan | P Grunloh | P Miller | P Soto |
| P Burke | P Hamos | P Millner | P Stephens |
| P Capparelli | P Hannig | P Mitchell, Bill | P Sullivan |
| P Chapa LaVia | P Hassert | P Mitchell, Jerry | P Tenhouse |
| P Churchill | E Hoffman | P Moffitt | P Turner |
| P Collins | P Holbrook | P Molaro | P Verschoore |
| P Colvin | P Howard | P Morrow | P Wait |
| P Coulson | E Hultgren | P Mulligan | P Washington |
| P Cross | P Jakobsson | P Munson | P Watson |
| P Cultra | P Jefferson | P Myers | P Winters |
| P Currie | P Jones | P Nekritz | P Yarbrough |
| P Daniels | P Joyce | P Osmond | P Younge |
| P Davis, Monique | P Kelly | P Osterman | P Mr. Speaker |
| P Davis, Steve | P Kosel | P Pankau | |
| P Davis, William | P Krause | P Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
SENATE BILL 3166
SEXUALLY VIOLENT-NOTICE
THIRD READING
PASSED

May 12, 2004

116 YEAS

0 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | Y Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | Y Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| Y Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| Y Coulson | E Hultgren | Y Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| Y Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| Y Davis, William | Y Krause | Y Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 3174
 MHDD CONFIDENTIAL-RECORDS
 THIRD READING
 PASSED

May 12, 2004

115 YEAS

0 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | Y Pihos |
| Y Bailey | Y Dunkin | Y Leitch | A Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | Y Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| Y Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| Y Coulson | E Hultgren | Y Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| Y Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| Y Davis, William | Y Krause | Y Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 3184
 VEH CD-CIRCUIT BREAKER
 THIRD READING
 PASSED

May 12, 2004

116 YEAS

0 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | Y Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | Y Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| Y Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| Y Coulson | E Hultgren | Y Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| Y Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| Y Davis, William | Y Krause | Y Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2106
 LAND TRANSFER-AROMA PARK
 THIRD READING
 PASSED

May 12, 2004

69 YEAS

47 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | N Kurtz | Y Phelps |
| N Aguilar | Y Dugan | Y Lang | N Pihos |
| Y Bailey | N Dunkin | Y Leitch | N Poe |
| Y Bassi | N Dunn | N Lindner | N Pritchard |
| N Beaubien | N Eddy | N Lyons, Eileen | Y Reitz |
| N Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | N Mathias | N Rose |
| N Biggins | Y Flowers | Y Mautino | Y Ryg |
| N Black | N Franks | Y May | N Sacia |
| Y Boland | Y Fritchey | N McAuliffe | Y Saviano |
| N Bost | N Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | N Slone |
| N Brady | Y Graham | Y Mendoza | Y Smith |
| N Brauer | Y Granberg | N Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | N Millner | N Stephens |
| Y Capparelli | Y Hannig | N Mitchell, Bill | N Sullivan |
| Y Chapa LaVia | N Hassert | N Mitchell, Jerry | N Tenhouse |
| N Churchill | E Hoffman | N Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | N Wait |
| N Coulson | E Hultgren | N Mulligan | Y Washington |
| N Cross | Y Jakobsson | N Munson | N Watson |
| Y Cultra | Y Jefferson | N Myers | N Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| N Daniels | Y Joyce | N Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | N Kosel | Y Pankau | |
| Y Davis, William | N Krause | N Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2140
 PROPERTY TAX-ASSESSMENTS
 THIRD READING
 PASSED

May 12, 2004

115 YEAS

1 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | Y Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | Y Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| N Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| Y Coulson | E Hultgren | Y Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| Y Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| Y Davis, William | Y Krause | Y Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
SENATE BILL 2122
VEH CD-PROOF OF INSURANCE
THIRD READING
PASSED

May 12, 2004

116 YEAS

0 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | Y Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | Y Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| Y Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| Y Coulson | E Hultgren | Y Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| Y Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| Y Davis, William | Y Krause | Y Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2145
 EPA-POLLUTION CONTROL FACILITY
 THIRD READING
 PASSED

May 12, 2004

115 YEAS

0 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | Y Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | Y Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| Y Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | A Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| Y Coulson | E Hultgren | Y Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| Y Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| Y Davis, William | Y Krause | Y Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
SENATE BILL 2158
MUNI CD-TIF-LIBRARY DISTRICTS
THIRD READING
PASSED

May 12, 2004

116 YEAS

0 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | Y Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | Y Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| Y Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| Y Coulson | E Hultgren | Y Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| Y Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| Y Davis, William | Y Krause | Y Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2166
 MWRD-TXFR REAL PROPERTY
 THIRD READING
 LOST

May 12, 2004

35 YEAS

66 NAYS

13 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| P Acevedo | P Delgado | N Kurtz | N Phelps |
| N Aguilar | N Dugan | P Lang | N Pihos |
| P Bailey | Y Dunkin | Y Leitch | N Poe |
| N Bassi | N Dunn | Y Lindner | N Pritchard |
| N Beaubien | Y Eddy | N Lyons, Eileen | Y Reitz |
| N Bellock | N Feigenholtz | P Lyons, Joseph | Y Rita |
| P Berrios | N Flider | N Mathias | N Rose |
| N Biggins | Y Flowers | Y Mautino | N Ryg |
| N Black | A Franks | N May | N Sacia |
| Y Boland | N Fritchey | N McAuliffe | N Saviano |
| N Bost | N Froehlich | Y McCarthy | N Schmitz |
| N Bradley, John | Y Giles | N McGuire | N Scully |
| Y Bradley, Richard | N Gordon | N McKeon | N Slone |
| N Brady | Y Graham | P Mendoza | Y Smith |
| N Brauer | P Granberg | N Meyer | N Sommer |
| N Brosnahan | N Grunloh | Y Miller | P Soto |
| P Burke | N Hamos | N Millner | N Stephens |
| N Capparelli | Y Hannig | N Mitchell, Bill | N Sullivan |
| Y Chapa LaVia | Y Hassert | N Mitchell, Jerry | N Tenhouse |
| N Churchill | E Hoffman | P Moffitt | Y Turner |
| Y Collins | N Holbrook | Y Molaro | N Verschoore |
| Y Colvin | Y Howard | Y Morrow | N Wait |
| P Coulson | E Hultgren | Y Mulligan | N Washington |
| N Cross | N Jakobsson | N Munson | N Watson |
| N Cultra | Y Jefferson | N Myers | N Winters |
| Y Currie | Y Jones | P Nekritz | Y Yarbrough |
| N Daniels | N Joyce | N Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | N Osterman | Y Mr. Speaker |
| Y Davis, Steve | N Kosel | N Pankau | |
| Y Davis, William | A Krause | N Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
SENATE BILL 2196
MWRD-STORMWATER MGMT
THIRD READING
PASSED

May 12, 2004

61 YEAS

54 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | N Phelps |
| Y Aguilar | N Dugan | Y Lang | N Pihos |
| Y Bailey | Y Dunkin | Y Leitch | N Poe |
| N Bassi | N Dunn | N Lindner | N Pritchard |
| N Beaubien | N Eddy | N Lyons, Eileen | Y Reitz |
| N Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | N Flider | Y Mathias | N Rose |
| Y Biggins | Y Flowers | Y Mautino | N Ryg |
| N Black | N Franks | N May | N Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| N Bost | Y Froehlich | Y McCarthy | N Schmitz |
| N Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | N Gordon | Y McKeon | Y Slone |
| N Brady | Y Graham | Y Mendoza | Y Smith |
| N Brauer | Y Granberg | N Meyer | N Sommer |
| Y Brosnahan | N Grunloh | N Miller | Y Soto |
| Y Burke | Y Hamos | N Millner | A Stephens |
| Y Capparelli | Y Hannig | N Mitchell, Bill | N Sullivan |
| N Chapa LaVia | Y Hassert | N Mitchell, Jerry | N Tenhouse |
| N Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | N Holbrook | Y Molaro | N Verschoore |
| Y Colvin | Y Howard | Y Morrow | N Wait |
| N Coulson | E Hultgren | Y Mulligan | N Washington |
| N Cross | N Jakobsson | N Munson | N Watson |
| N Cultra | N Jefferson | N Myers | N Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| N Daniels | Y Joyce | N Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | N Kosel | N Pankau | |
| Y Davis, William | Y Krause | N Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2201
 FORENSIC LAB OVERSIGHT-TECH
 THIRD READING
 PASSED

May 12, 2004

116 YEAS

0 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | Y Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | Y Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| Y Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| Y Coulson | E Hultgren | Y Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| Y Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| Y Davis, William | Y Krause | Y Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2272
 OFF-HIGHWAY TRAILS FUND
 THIRD READING
 PASSED

May 12, 2004

91 YEAS

22 NAYS

2 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | N Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | N Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | N Lyons, Eileen | Y Reitz |
| Y Bellock | N Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | N Ryg |
| Y Black | Y Franks | N May | Y Sacia |
| Y Boland | N Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | N McKeon | N Slone |
| Y Brady | N Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | N Miller | P Soto |
| Y Burke | N Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | A Morrow | Y Wait |
| N Coulson | E Hultgren | N Mulligan | Y Washington |
| Y Cross | N Jakobsson | Y Munson | Y Watson |
| Y Cultra | Y Jefferson | Y Myers | Y Winters |
| N Currie | Y Jones | N Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | N Osmond | Y Younge |
| N Davis, Monique | N Kelly | N Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| P Davis, William | N Krause | Y Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2337
 LOGGOV-CABLE TV-TECH
 THIRD READING
 PASSED

May 12, 2004

116 YEAS

0 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | Y Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | Y Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| Y Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| Y Coulson | E Hultgren | Y Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| Y Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| Y Davis, William | Y Krause | Y Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2360
 SCH CD-STU ACHIEV IMPROV GRANT
 THIRD READING
 PASSED

May 12, 2004

110 YEAS

0 NAYS

6 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | P Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | P Eddy | P Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| Y Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| Y Coulson | E Hultgren | P Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| P Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | P Kosel | Y Pankau | |
| Y Davis, William | Y Krause | Y Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2362
 SCH CD-ST AID-LOCAL RESOURCES
 THIRD READING
 PASSED

May 12, 2004

116 YEAS

0 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | Y Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | Y Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| Y Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| Y Coulson | E Hultgren | Y Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| Y Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| Y Davis, William | Y Krause | Y Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
SENATE BILL 2370
USE TAX-GASOHOL DEFINITION
THIRD READING
PASSED

May 12, 2004

116 YEAS

0 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | Y Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | Y Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| Y Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| Y Coulson | E Hultgren | Y Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| Y Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| Y Davis, William | Y Krause | Y Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2386
 CRIM CD-FIREARM VIOLATIONS
 THIRD READING
 PASSED

May 12, 2004

114 YEAS

2 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | Y Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | N Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| Y Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| N Coulson | E Hultgren | Y Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| Y Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| Y Davis, William | Y Krause | Y Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2448
 DCFS-INVESTIGATOR TRAINING
 THIRD READING
 PASSED

May 12, 2004

116 YEAS

0 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | Y Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | Y Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| Y Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| Y Coulson | E Hultgren | Y Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| Y Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| Y Davis, William | Y Krause | Y Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2495
 DOMESTIC VIOLENCE-ORDER PROTECT
 THIRD READING
 PASSED

May 12, 2004

115 YEAS

0 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | Y Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | Y Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| Y Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| Y Coulson | E Hultgren | Y Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| A Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| Y Davis, William | Y Krause | Y Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
NINETY-THIRD
GENERAL ASSEMBLY
HOUSE ROLL CALL
SENATE BILL 2654
CD CORR-CONSECUTIVE SENTENCE
THIRD READING
PASSED

May 12, 2004

115 YEAS

0 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | Y Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | Y Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| Y Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | Y Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| Y Coulson | E Hultgren | Y Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| Y Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| Y Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| Y Davis, William | Y Krause | A Parke | |

E - Denotes Excused Absence

STATE OF ILLINOIS
 NINETY-THIRD
 GENERAL ASSEMBLY
 HOUSE ROLL CALL
 SENATE BILL 2988
 RESIDENT TENANT RIGHT REPAIR
 THIRD READING
 PASSED

May 12, 2004

113 YEAS

3 NAYS

0 PRESENT

| | | | |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo | Y Delgado | Y Kurtz | Y Phelps |
| Y Aguilar | Y Dugan | Y Lang | Y Pihos |
| Y Bailey | Y Dunkin | Y Leitch | Y Poe |
| Y Bassi | Y Dunn | Y Lindner | Y Pritchard |
| Y Beaubien | Y Eddy | Y Lyons, Eileen | Y Reitz |
| Y Bellock | Y Feigenholtz | Y Lyons, Joseph | Y Rita |
| Y Berrios | Y Flider | Y Mathias | Y Rose |
| Y Biggins | Y Flowers | Y Mautino | Y Ryg |
| Y Black | Y Franks | Y May | Y Sacia |
| Y Boland | Y Fritchey | Y McAuliffe | Y Saviano |
| Y Bost | Y Froehlich | Y McCarthy | Y Schmitz |
| Y Bradley, John | Y Giles | Y McGuire | Y Scully |
| Y Bradley, Richard | Y Gordon | Y McKeon | Y Slone |
| Y Brady | Y Graham | Y Mendoza | Y Smith |
| Y Brauer | Y Granberg | Y Meyer | N Sommer |
| Y Brosnahan | Y Grunloh | Y Miller | Y Soto |
| Y Burke | Y Hamos | Y Millner | Y Stephens |
| Y Capparelli | Y Hannig | Y Mitchell, Bill | Y Sullivan |
| Y Chapa LaVia | Y Hassert | Y Mitchell, Jerry | Y Tenhouse |
| Y Churchill | E Hoffman | Y Moffitt | Y Turner |
| Y Collins | Y Holbrook | Y Molaro | Y Verschoore |
| Y Colvin | Y Howard | Y Morrow | Y Wait |
| Y Coulson | E Hultgren | Y Mulligan | Y Washington |
| Y Cross | Y Jakobsson | Y Munson | Y Watson |
| N Cultra | Y Jefferson | Y Myers | Y Winters |
| Y Currie | Y Jones | Y Nekritz | Y Yarbrough |
| Y Daniels | Y Joyce | Y Osmond | Y Younge |
| N Davis, Monique | Y Kelly | Y Osterman | Y Mr. Speaker |
| Y Davis, Steve | Y Kosel | Y Pankau | |
| Y Davis, William | Y Krause | Y Parke | |

E - Denotes Excused Absence