

**STATE OF ILLINOIS**



**HOUSE JOURNAL**

**HOUSE OF REPRESENTATIVES**

**NINETY-THIRD GENERAL ASSEMBLY**

**219TH LEGISLATIVE DAY**

**TUESDAY, JANUARY 11, 2005**

**11:00 O'CLOCK A.M.**

**HOUSE OF REPRESENTATIVES  
Daily Journal Index  
219th Legislative Day**

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The House met pursuant to adjournment.

Speaker Madigan in the chair.

Prayer by Colonel Randy Harrison, from Petersburg, IL.

Representative Hassert led the House in the Pledge of Allegiance.

By direction of the Speaker, a roll call was taken to ascertain the attendance of Members, as follows:

117 present. (ROLL CALL 1)

### **REQUEST TO BE SHOWN ON QUORUM**

Having been absent when the Quorum Roll Call for Attendance was taken, this is to advise you that I, Representative Rose, should be recorded as present at the hour of 11:27 o'clock a.m.

### **TEMPORARY COMMITTEE ASSIGNMENTS**

Representative Franks replaced Representative Fritchey in the Committee on Judiciary I - Civil Law on January 10, 2005.

Representative Bailey replaced Representative Reitz in the Committee on Personnel and Pensions on January 10, 2005.

Representative Hannig replaced Representative Burke in the Committee on Appropriations-General Services on January 10, 2005.

Representative Hamos replaced Representative William Davis in the Committee on Environment and Energy on January 10, 2005.

Representative Eileen Lyons replaced Representative Richard Bradley in the Committee on Environment and Energy on January 10, 2005.

Representative Boland replaced Representative Smith in the Committee on Personnel and Pensions on January 10, 2005.

Representative Rita replaced Representative Steve Davis in the Committee on Environment and Energy on January 10, 2005.

Representative Flider replaced Representative Hamos in the Committee on Environment and Energy on January 10, 2005.

Representative Currie replaced Representative Hamos in the Committee on Judiciary I - Civil Law on January 10, 2005.

Representative Mautino will replace Representative McKeon in the Committee on Executive for today only.

Representative Mautino will replace Representative McKeon in the Committee on Executive for today only.

Representative Eileen Lyons will replace Representative Black in the Committee on Rules for today only.

Representative Eileen Lyons will replace Representative Bassi in the Committee on Elementary and Secondary Education for today only.

Representative Beaubien will replace Representative Saviano in the Committee on Executive for today only.

### **REPORTS**

The Clerk of the House acknowledges receipt of the following correspondence:

Construction Progress and Quality Control Report, April 2004, submitted by Metropolitan Pier and Exposition Authority.

Status Report, December 2004, submitted by Public Building Commission of Chicago.

FY 2004 Annual Report on Abuse and Neglect in State Facilities and Community Agencies and Adults with Disabilities Domestic Abuse Program, submitted by Illinois Department of Human Services - Office of the Inspector General.

2004 Case Report, submitted by Legislative Reference Bureau.

FY 2004 Highway Improvement Accomplishments, submitted by Illinois Department of Transportation.

Report of the Illinois Delegation to the National Conference of Commissioners on Uniform State Laws, December 2004, submitted by Legislative Reference Bureau.

Financial Audit of the Lakefront Improvement Project Payments from the Proceeds and Proceed Earning Accounts for the Illinois Sports Facilities Authority, submitted by Office of the Auditor General.

Program Audit for the Office of the Inspector General - Department of Human Services, December 2004, submitted by Office of the Auditor General.

Financial and Compliance Audit for Franklin/Williamson Counties Regional Office of Education #21, year ended June 30, 2003, submitted by Office of the Auditor General.

Annual Report on State Employee Child Care Centers, December 2004, submitted by Illinois Department of Central Management Services.

Annual Report on Public University Tuition and Fee Waivers, December 2004, submitted by Illinois Board of Higher Education.

Annual Financial Report, year ended June 30, 2004, submitted by Northeastern Illinois Planning Commission.

2003 Annual Statistical Report, submitted by Illinois State Board of Education.

School Impact Fee Task Force Final Report, 2004, submitted by School Impact Fee Task Force.

2004 Annual Report, submitted by Chicago Board of Education - Office of the Inspector General.

FY 2003 Fiscal Responsibility Report Card (Disc Format), submitted by Office of the Comptroller.

2003 Annual Report, submitted by Interstate Insurance Receivership Commission.

Progress Report to the Children's Mental Health screening, submitted by Illinois Department of Public Aid.

Feasibility Study of Establishing a Small Employer Health Insurance Pool, submitted by Illinois Comprehensive Health Insurance Plan.

Evaluation of the Demonstration Project for Mental Health Services in Nursing Facilities, submitted by Illinois Department of Public Aid.

Review of Current Income Retention Rules, December 2004, submitted by Illinois Department of Public Aid.

Survey on Bilingual Needs and Bilingual Pay, 2004 Report, submitted by Illinois Department of Central Management Services.

Preliminary Report - Illinois Child Care Provider Reimbursement Rates, January 2005, submitted by Illinois Department of Human Services.

Educator Supply and Demand Preliminary Annual Report, December 2004, submitted by Illinois State Board of Education.

FY 2004 Reports on the financial operations of the Build Illinois Capital Revolving Loan Fund, submitted by Illinois Department of Commerce and Economic Opportunity.

Illinois Child Care Rates Report, January 2005, submitted by Illinois Department of Human Services.

Report on Serving Minority Seniors, submitted by Illinois Department of Aging, Department of Public Aid, Department of Human Services, and Department of Public Health.

Illinois Juvenile Justice Commission Annual Report, FY 2004, submitted by Illinois Juvenile Justice Commission.

Quarterly Report, July-December 2004, submitted by Office of the Legislative Inspector General.

## **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 Floor Amendment be reported "recommends be adopted":

Motion to Concur with Amendment No. 1 to HOUSE BILL 949.

That the resolutions be reported "recommends be adopted" and be placed on the House Calendar: HOUSE RESOLUTIONS 1044 and 1261.

That the bill be reported "recommends be adopted":

Accept Motion No. 1 to SENATE BILL 3188.

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

Y Hannig, Gary(D)

Y Black, William(R)

A Hassert, Brent(R), Republican Spokesperson

Y Turner,Arthur(D)

That the Floor Amendment be reported "recommends be adopted":  
 Motion to Concur with Amendments numbered 1 and 2 to HOUSE BILL 756.  
 The committee roll call vote on Executive Order 1 is as follows:  
 4, Yeas; 0, Nays; 0, Answering Present.

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

Y Black,William(R) (Eileen Lyons)  
 A Hassert,Brent(R), Republican Spokesperson

### **MOTIONS SUBMITTED**

Representative Madigan submitted the following written motion, which was referred to the Committee on Rules:

#### **MOTION**

I move to concur with Senate Amendment No. 1 to HOUSE BILL 949.

Representative Mendoza submitted the following written motion, which was referred to the Committee on Rules:

#### **MOTION**

I move to concur with Senate Amendments numbered 1 and 2 to HOUSE BILL 756.

### **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 of Representatives in the passage of a bill of the following title to-wit:  
 HOUSE BILL 756  
 A bill for AN ACT regarding schools.  
 Together with the attached amendments thereto (which amendments have been printed by the Senate), in the adoption of which I am instructed to ask the concurrence of the House, to-wit:  
 Senate Amendment No. 1 to HOUSE BILL NO. 756  
 Senate Amendment No. 2 to HOUSE BILL NO. 756  
 Passed the Senate, as amended, January 10, 2005.

Linda Hawker, Secretary of the Senate

AMENDMENT NO.   1  . Amend House Bill 756 by replacing everything after the enacting clause with the following:

"Section 5. The Capital Development Board Act is amended by changing Section 9.04 as follows:  
 (20 ILCS 3105/9.04) (from Ch. 127, par. 779.04)  
 Sec. 9.04. To succeed to and exercise the rights, powers and duties which have been vested in the School Building Commission by Article 35 (now repealed) of the ~~The~~ School Code.  
 (Source: P.A. 77-1995.)  
 Section 10. The Building Authority Act is amended by changing Sections 3, 4, 5, and 9 as follows:  
 (20 ILCS 3110/3) (from Ch. 127, par. 213.3)  
 Sec. 3. Duties. The Authority shall make thorough and continuous studies and investigations of the following building needs of the State of Illinois as they may from time to time develop:

(a) Office structures, recreational facilities, fixed equipment of any kind, electric, gas, steam, water and sewer utilities, motor parking facilities, hospitals, penitentiaries and facilities of every kind and character, other than movable equipment, considered by the Authority necessary or convenient for the efficient operation of any unit which is used by any officer, department, board, commission or other agency of the State.

(b) Buildings and other facilities intended for use as classrooms, laboratories, libraries, student residence halls, instructional and administrative facilities for students, faculty, officers, and employees, and motor vehicle parking facilities and fixed equipment for any institution or unit under the control of the Board of Trustees of the University of Illinois, the Board of Trustees of Southern Illinois University, the Board of Trustees of Chicago State University, the Board of Trustees of Eastern Illinois University, the Board of Trustees of Governors State University, the Board of Trustees of Illinois State University, the Board of Trustees of Northeastern Illinois University, the Board of Trustees of Northern Illinois University, the Board of Trustees of Western Illinois University, the School Building Commission or any public community college district board.

(c) School sites, buildings and fixed equipment to meet the needs of school districts unable to provide such facilities because of lack of funds and constitutional bond limitations, whenever any General Assembly has declared the acquisition of sites, construction of buildings and installation of fixed equipment for such school districts to be in the public interest, and allocations of said declarations shall be made as provided in Section 5 of this Act.

Whenever the General Assembly declares by law that it is in the public interest for the Authority to acquire any real estate, construct, complete and remodel buildings, and install fixed equipment in buildings and other facilities for public community college districts, or for school districts ~~that qualify under Article 35 of The School Code, as amended or as may hereafter be amended~~, the amount of any declaration to be allocated to any public community college district shall be determined by the Illinois Community College Board, and the amount of any declaration to be allocated to any school district ~~School District qualifying under Article 35 of The School Code~~ shall be determined by the School Building Commission or its successor, unless otherwise provided by law.

(Source: P.A. 89-4, eff. 1-1-96.)

(20 ILCS 3110/4) (from Ch. 127, par. 213.4)

Sec. 4. Any department, board, commission, agency or officer of this State or the Board of Trustees of the University of Illinois, the Board of Trustees of Southern Illinois University, the Board of Trustees of Chicago State University, the Board of Trustees of Eastern Illinois University, the Board of Trustees of Governors State University, the Board of Trustees of Illinois State University, the Board of Trustees of Northeastern Illinois University, the Board of Trustees of Northern Illinois University, the Board of Trustees of Western Illinois University, the School Building Commission (or its successor), or any public community college district board ; may transfer jurisdiction of or title to any property under its or his control to the Authority when such transfer is approved in writing by the Governor as being advantageous to the State.

(Source: P.A. 89-4, eff. 1-1-96.)

(20 ILCS 3110/5) (from Ch. 127, par. 213.5)

Sec. 5. Powers. To accomplish projects of the kind listed in Section 3 above, the Authority shall possess the following powers:

(a) Acquire by purchase or otherwise (including the power of condemnation in the manner provided for the exercise of the right of eminent domain under Article VII of the Code of Civil Procedure, as amended), construct, complete, remodel and install fixed equipment in any and all buildings and other facilities as the General Assembly by law declares to be in the public interest.

Whenever the General Assembly has by law declared it to be in the public interest for the Authority to acquire any real estate, construct, complete, remodel and install fixed equipment in buildings and other facilities for public community college districts, the Director of the Department of Central Management Services shall, when requested by any such public community college district board, enter into a lease by and on behalf of and for the use of such public community college district board to the extent appropriations have been made by the General Assembly to pay the rents under the terms of such lease.

In the course of such activities, acquire property of any and every kind and description, whether real, personal or mixed, by gift, purchase or otherwise. It may also acquire real estate of the State of Illinois controlled by any officer, department, board, commission, or other agency of the State; or the Board of Trustees of the University of Illinois, the Board of Trustees of Southern Illinois University, the Board of Trustees of Chicago State University, the Board of Trustees of Eastern Illinois University, the Board of

Trustees of Governors State University, the Board of Trustees of Illinois State University, the Board of Trustees of Northeastern Illinois University, the Board of Trustees of Northern Illinois University, the Board of Trustees of Western Illinois University, the School Building Commission (or its successor), or any public community college district board, the jurisdiction of which is transferred by such officer, department, board, commission, or other agency ; or the Board of Trustees of Southern Illinois University, the Board of Trustees of Chicago State University, the Board of Trustees of Eastern Illinois University, the Board of Trustees of Governors State University, the Board of Trustees of Illinois State University, the Board of Trustees of Northeastern Illinois University, the Board of Trustees of Northern Illinois University, the Board of Trustees of Western Illinois University, or the School Building Commission (or its successor), or any public community college district board ; to the Authority. The Board of Trustees of the University of Illinois, the Board of Trustees of Southern Illinois University, the Board of Trustees of Chicago State University, the Board of Trustees of Eastern Illinois University, the Board of Trustees of Governors State University, the Board of Trustees of Illinois State University, the Board of Trustees of Northeastern Illinois University, the Board of Trustees of Northern Illinois University, the Board of Trustees of Western Illinois University, or the School Building Commission (or its successor) and any public community college district board, respectively, shall prepare plans and specifications for and have supervision over any project to be undertaken by the Authority for their use. Before any other particular construction is undertaken, plans and specifications shall be approved by the lessee provided for under (b) below, except as indicated above.

(b) Execute leases of facilities and sites to, and charge for the use of any such facilities and sites by, any officer, department, board, commission or other agency of the State of Illinois, or the Director of the Department of Central Management Services when the Director is requested to, by and on behalf of, or for the use of, any officer, department, board, commission or other agency of the State of Illinois, or by the Board of Trustees of the University of Illinois, the Board of Trustees of Southern Illinois University, the Board of Trustees of Chicago State University, the Board of Trustees of Eastern Illinois University, the Board of Trustees of Governors State University, the Board of Trustees of Illinois State University, the Board of Trustees of Northeastern Illinois University, the Board of Trustees of Northern Illinois University, the Board of Trustees of Western Illinois University, or the School Building Commission (or its successor) or any public community college district board. Such leases may be entered into contemporaneously with any financing to be done by the Authority and payments under the terms of the lease shall begin at any time after execution of any such lease.

(c) In the event of non-payment of rents reserved in such leases, maintain and operate such facilities and sites or execute leases thereof to others for any suitable purposes. Such leases to the officers, departments, boards, commissions, other agencies, the respective Boards of Trustees,; or the School Building Commission (or its successor) or any public community college district board shall contain the provision that rents under such leases shall be payable solely from appropriations to be made by the General Assembly for the payment of such rent and any revenues derived from the operation of the leased premises.

(d) Borrow money and issue and sell bonds in such amount or amounts as the Authority may determine for the purpose of acquiring, constructing, completing or remodeling, or putting fixed equipment in any such facility; refund and refinance the same from time to time as often as advantageous and in the public interest to do so; and pledge any and all income of such Authority, and any revenues derived from such facilities, or any combination thereof, to secure the payment of such bonds and to redeem such bonds. All such bonds are subject to the provisions of Section 6 of this Act.

In addition to the permanent financing authorized by Sections 5 and 6 of this Act, the Illinois Building Authority may borrow money and issue interim notes in evidence thereof for any of the projects, or to perform any of the duties authorized under this Act, and in addition may borrow money and issue interim notes for planning, architectural and engineering, acquisition of land, and purchase of fixed equipment as follows:

1. Whenever the Authority considers it advisable and in the interests of the Authority to borrow funds temporarily for any of the purposes enumerated in this Section, the Authority may from time to time, and pursuant to appropriate resolution, issue interim notes to evidence such borrowings including funds for the payment of interest on such borrowings and funds for all necessary and incidental expenses in connection with any of the purposes provided for by this Section and this Act until the date of the permanent financing. Any resolution authorizing the issuance of such notes shall describe the project to be undertaken and shall specify the principal amount, rate of interest (not exceeding the maximum rate authorized by the Bond Authorization Act, as amended at the time of the making of the contract,) and maturity date, but not to exceed 5 years from date of issue, and such other terms as may be

specified in such resolution; however, time of payment of any such notes may be extended for a period of not exceeding 3 years from the maturity date thereof.

The Authority may provide for the registration of the notes in the name of the owner either as to principal alone, or as to both principal and interest, on such terms and conditions as the Authority may determine by the resolution authorizing their issue. The notes shall be issued from time to time by the Authority as funds are borrowed, in the manner the Authority may determine. Interest on the notes may be made payable semiannually, annually or at maturity. The notes may be made redeemable, prior to maturity, at the option of the Authority, in the manner and upon the terms fixed by the resolution authorizing their issuance. The notes may be executed in the name of the Authority by the Chairman of the Authority or by any other officer or officers of the Authority as the Authority by resolution may direct, shall be attested by the Secretary or such other officer or officers of the Authority as the Authority may by resolution direct, and be sealed with the Authority's corporate seal. All such notes and the interest thereon may be secured by a pledge of any income and revenue derived by the Authority from the project to be undertaken with the proceeds of the notes and shall be payable solely from such income and revenue and from the proceeds to be derived from the sale of any revenue bonds for permanent financing authorized to be issued under Sections 5 and 6 of this Act, and from the property acquired with the proceeds of the notes.

Contemporaneously with the issue of revenue bonds as provided by this Act, all interim notes, even though they may not then have matured, shall be paid, both principal and interest to date of payment, from the funds derived from the sale of revenue bonds for the permanent financing and such interim notes shall be surrendered and canceled.

2. The Authority, in order further to secure the payment of the interim notes, is, in addition to the foregoing, authorized and empowered to make any other or additional covenants, terms and conditions not inconsistent with the provisions of subparagraph (a) of this Section, and do any and all acts and things as may be necessary or convenient or desirable in order to secure payment of its interim notes, or in the discretion of the Authority, as will tend to make the interim notes more acceptable to lenders, notwithstanding that the covenants, acts or things may not be enumerated herein; however, nothing contained in this subparagraph shall authorize the Authority to secure the payment of the interim notes out of property or facilities, other than the facilities acquired with the proceeds of the interim notes, and any net income and revenue derived from the facilities and the proceeds of revenue bonds as hereinabove provided.

(e) Convey property, without charge, to the State or to the appropriate corporate agency of the State or to any public community college district board if and when all debts which have been secured by the income from such property have been paid.

(f) Enter into contracts regarding any matter connected with any corporate purpose within the objects and purposes of this Act.

(g) Employ agents and employees necessary to carry out the duties and purposes of the Authority.

(h) Adopt all necessary by-laws, rules and regulations for the conduct of the business and affairs of the Authority, and for the management and use of facilities and sites acquired under the powers granted by this Act.

(i) Have and use a common seal and alter the same at pleasure.

The Interim notes shall constitute State debt of the State of Illinois within the meaning of any of the provisions of the Constitution and statutes of the State of Illinois.

No member, officer, agent or employee of the Authority, nor any other person who executes interim notes, shall be liable personally by reason of the issuance thereof.

With respect to instruments for the payment of money issued under this Section either before, on, or after the effective date of this amendatory Act of 1989, it is and always has been the intention of the General Assembly (i) that the Omnibus Bond Acts are and always have been supplementary grants of power to issue instruments in accordance with the Omnibus Bond Acts, regardless of any provision of this Act that may appear to be or to have been more restrictive than those Acts, (ii) that the provisions of this Section are not a limitation on the supplementary authority granted by the Omnibus Bond Acts, and (iii) that instruments issued under this Section within the supplementary authority granted by the Omnibus Bond Acts are not invalid because of any provision of this Act that may appear to be or to have been more restrictive than those Acts.

(Source: P.A. 89-4, eff. 1-1-96.)

(20 ILCS 3110/9) (from Ch. 127, par. 213.9)

Sec. 9. Limitation on disbursements. The Authority shall keep account of the gross total income derived



from each separate project or any combination thereof undertaken pursuant to this Act. Disbursements from a given account in The Public Building Fund shall be ordered by the Authority only for the payment of (1) the principal of and interest on the bonds issued for each project, or combination thereof, and (2) any other purposes set forth in the resolution authorizing the issuance of such bonds.

An accurate record shall be kept of the rental payments under each lease entered into by the Authority and any officer, department, board, commission or other agency of the State of Illinois, the Director of the Department of Central Management Services, the Board of Trustees of the University of Illinois, the Board of Trustees of Southern Illinois University, the Board of Trustees of Chicago State University, the Board of Trustees of Eastern Illinois University, the Board of Trustees of Governors State University, the Board of Trustees of Illinois State University, the Board of Trustees of Northeastern Illinois University, the Board of Trustees of Northern Illinois University, the Board of Trustees of Western Illinois University, the School Building Commission (or its successor), or any public community college district board, and when the rentals applicable to each project or facility, or any combination thereof, constructed, completed, remodeled, maintained and equipped, have been paid in (1) amounts sufficient to amortize and pay the principal of and interest upon the total principal amount of bonds of the Authority issued to pay the cost of each project or facility, including maintenance and operation expenses and that proportion of the administrative expense of the Authority as provided for by each lease, or (2) amounts which when invested in direct obligations of the United States of America are, together with earnings thereon, sufficient to amortize and pay the principal of and interest upon the total principal amount of bonds of the Authority issued to pay the cost of each project or facility, including maintenance and operation expenses and that proportion of the administrative expense of the Authority as provided for by each lease, the property shall be conveyed without charge to the lessee.

(Source: P.A. 89-4, eff. 1-1-96.)

Section 15. The School Code is amended by changing Sections 2-3.12, 2-3.62, 7-03, 7-14, 7A-11, 11A-12, 11B-11, 11D-9, and 34-74 as follows:

(105 ILCS 5/2-3.12) (from Ch. 122, par. 2-3.12)

Sec. 2-3.12. School building code. To prepare for school boards with the advice of the Department of Public Health, the Capital Development Board, and the State Fire Marshal a school building code that will conserve the health and safety and general welfare of the pupils and school personnel and others who use public school facilities.

The document known as "Efficient and Adequate Standards for the Construction of Schools" applies only to temporary school facilities, new school buildings, and additions to existing schools whose construction contracts are awarded after July 1, 1965. On or before July 1, 1967, each school board shall have its school district buildings that were constructed prior to January 1, 1955, surveyed by an architect or engineer licensed in the State of Illinois as to minimum standards necessary to conserve the health and safety of the pupils enrolled in the school buildings of the district. Buildings constructed between January 1, 1955 and July 1, 1965, not owned by the State of Illinois, shall be surveyed by an architect or engineer licensed in the State of Illinois beginning 10 years after acceptance of the completed building by the school board. Buildings constructed between January 1, 1955 and July 1, 1955 and previously exempt under the provisions of Section 35-27 (now repealed) shall be surveyed prior to July 1, 1977 by an architect or engineer licensed in the State of Illinois. The architect or engineer, using the document known as "Building Specifications for Health and Safety in Public Schools" as a guide, shall make a report of the findings of the survey to the school board, giving priority in that report to fire safety problems and recommendations thereon if any such problems exist. The school board of each district so surveyed and receiving a report of needed recommendations to be made to improve standards of safety and health of the pupils enrolled has until July 1, 1970, or in case of buildings not owned by the State of Illinois and completed between January 1, 1955 and July 1, 1965 or in the case of buildings previously exempt under the provisions of Section 35-27 has a period of 3 years after the survey is commenced, to effectuate those recommendations, giving first attention to the recommendations in the survey report having priority status, and is authorized to levy the tax provided for in Section 17-2.11, according to the provisions of that Section, to make such improvements. School boards unable to effectuate those recommendations prior to July 1, 1970, on July 1, 1980 in the case of buildings previously exempt under the provisions of Section 35-27, may petition the State Superintendent of Education upon the recommendation of the Regional Superintendent for an extension of time. The extension of time may be granted by the State Superintendent of Education for a period of one year, but may be extended from year to year provided substantial progress, in the opinion of the State Superintendent of Education, is being made toward compliance. However, for fire protection issues, only one one-year extension may be made, and no other provision of this Code or an applicable

code may supersede this requirement. For routine inspections, fire officials shall provide written notice to the principal of the school to schedule a mutually agreed upon time for the fire safety check. However, no more than 2 routine inspections may be made in a calendar year.

Within 2 years after the effective date of this amendatory Act of 1983, and every 10 years thereafter, or at such other times as the State Board of Education deems necessary or the regional superintendent so orders, each school board subject to the provisions of this Section shall again survey its school buildings and effectuate any recommendations in accordance with the procedures set forth herein. An architect or engineer licensed in the State of Illinois is required to conduct the surveys under the provisions of this Section and shall make a report of the findings of the survey titled "safety survey report" to the school board. The school board shall approve the safety survey report, including any recommendations to effectuate compliance with the code, and submit it to the Regional Superintendent. The Regional Superintendent shall render a decision regarding approval or denial and submit the safety survey report to the State Superintendent of Education. The State Superintendent of Education shall approve or deny the report including recommendations to effectuate compliance with the code and, if approved, issue a certificate of approval. Upon receipt of the certificate of approval, the Regional Superintendent shall issue an order to effect any approved recommendations included in the report. Items in the report shall be prioritized. Urgent items shall be considered as those items related to life safety problems that present an immediate hazard to the safety of students. Required items shall be considered as those items that are necessary for a safe environment but present less of an immediate hazard to the safety of students. Urgent and required items shall reference a specific rule in the code authorized by this Section that is currently being violated or will be violated within the next 12 months if the violation is not remedied. The school board of each district so surveyed and receiving a report of needed recommendations to be made to maintain standards of safety and health of the pupils enrolled shall effectuate the correction of urgent items as soon as achievable to ensure the safety of the students, but in no case more than one year after the date of the State Superintendent of Education's approval of the recommendation. Required items shall be corrected in a timely manner, but in no case more than 5 years from the date of the State Superintendent of Education's approval of the recommendation. Once each year the school board shall submit a report of progress on completion of any recommendations to effectuate compliance with the code. For each year that the school board does not effectuate any or all approved recommendations, it shall petition the Regional Superintendent and the State Superintendent of Education detailing what work was completed in the previous year and a work plan for completion of the remaining work. If in the judgement of the Regional Superintendent and the State Superintendent of Education substantial progress has been made and just cause has been shown by the school board, the petition for a one year extension of time may be approved.

As soon as practicable, but not later than 2 years after the effective date of this amendatory Act of 1992, the State Board of Education shall combine the document known as "Efficient and Adequate Standards for the Construction of Schools" with the document known as "Building Specifications for Health and Safety in Public Schools" together with any modifications or additions that may be deemed necessary. The combined document shall be known as the "Health/Life Safety Code for Public Schools" and shall be the governing code for all facilities that house public school students or are otherwise used for public school purposes, whether such facilities are permanent or temporary and whether they are owned, leased, rented, or otherwise used by the district. Facilities owned by a school district but that are not used to house public school students or are not used for public school purposes shall be governed by separate provisions within the code authorized by this Section.

The 10 year survey cycle specified in this Section shall continue to apply based upon the standards contained in the "Health/Life Safety Code for Public Schools", which shall specify building standards for buildings that are constructed prior to the effective date of this amendatory Act of 1992 and for buildings that are constructed after that date.

The "Health/Life Safety Code for Public Schools" shall be the governing code for public schools; however, the provisions of this Section shall not preclude inspection of school premises and buildings pursuant to Section 9 of the Fire Investigation Act, provided that the provisions of the "Health/Life Safety Code for Public Schools", or such predecessor document authorized by this Section as may be applicable are used, and provided that those inspections are coordinated with the Regional Superintendent having jurisdiction over the public school facility. Nothing in this Section shall be construed to prohibit a local fire department, fire protection district, or the Office of the State Fire Marshal from conducting a fire safety check in a public school. Upon being notified by a fire official that corrective action must be taken to resolve a violation, the school board shall take corrective action within one year. However, violations that present imminent danger must be addressed immediately.

Any agency having jurisdiction beyond the scope of the applicable document authorized by this Section may issue a lawful order to a school board to effectuate recommendations, and the school board receiving the order shall certify to the Regional Superintendent and the State Superintendent of Education when it has complied with the order.

The State Board of Education is authorized to adopt any rules that are necessary relating to the administration and enforcement of the provisions of this Section. The code authorized by this Section shall apply only to those school districts having a population of less than 500,000 inhabitants.

(Source: P.A. 92-593, eff. 1-1-03.)

(105 ILCS 5/2-3.62) (from Ch. 122, par. 2-3.62)

Sec. 2-3.62. Educational Service Centers.

(a) A regional network of educational service centers shall be established by the State Board of Education to coordinate and combine existing services in a manner which is practical and efficient and to provide new services to schools as provided in this Section. Services to be made available by such centers shall include the planning, implementation and evaluation of:

(1) (blank);

(2) computer technology education including the evaluation, use and application of state-of-the-art technology in computer software as provided in Section 2-3.117 of this Code 2-3.43;

(3) mathematics, science and reading resources for teachers including continuing education, inservice training and staff development.

The centers may provide training, technical assistance, coordination and planning in other program areas such as school improvement, school accountability, career guidance, early childhood education, alcohol/drug education and prevention, family life - sex education, electronic transmission of data from school districts to the State, alternative education and regional special education, and telecommunications systems that provide distance learning. Such telecommunications systems may be obtained through the Department of Central Management Services pursuant to Section 405-270 of the Department of Central Management Services Law (20 ILCS 405/405-270). The programs and services of educational service centers may be offered to private school teachers and private school students within each service center area provided public schools have already been afforded adequate access to such programs and services.

The State Board of Education shall promulgate rules and regulations necessary to implement this Section. The rules shall include detailed standards which delineate the scope and specific content of programs to be provided by each Educational Service Center, as well as the specific planning, implementation and evaluation services to be provided by each Center relative to its programs. The Board shall also provide the standards by which it will evaluate the programs provided by each Center.

(b) Centers serving Class 1 county school units shall be governed by an 11-member board, 3 members of which shall be public school teachers nominated by the local bargaining representatives to the appropriate regional superintendent for appointment and no more than 3 members of which shall be from each of the following categories, including but not limited to superintendents, regional superintendents, school board members and a representative of an institution of higher education. The members of the board shall be appointed by the regional superintendents whose school districts are served by the educational service center. The composition of the board will reflect the revisions of this amendatory Act of 1989 as the terms of office of current members expire.

(c) The centers shall be of sufficient size and number to assure delivery of services to all local school districts in the State.

(d) From monies appropriated for this program the State Board of Education shall provide grants to qualifying Educational Service Centers applying for such grants in accordance with rules and regulations promulgated by the State Board of Education to implement this Section.

(e) The governing authority of each of the 18 regional educational service centers shall appoint a family life - sex education advisory board consisting of 2 parents, 2 teachers, 2 school administrators, 2 school board members, 2 health care professionals, one library system representative, and the director of the regional educational service center who shall serve as chairperson of the advisory board so appointed. Members of the family life - sex education advisory boards shall serve without compensation. Each of the advisory boards appointed pursuant to this subsection shall develop a plan for regional teacher-parent family life - sex education training sessions and shall file a written report of such plan with the governing board of their regional educational service center. The directors of each of the regional educational service centers shall thereupon meet, review each of the reports submitted by the advisory boards and combine those reports into a single written report which they shall file with the Citizens Council on School Problems prior to the end of the regular school term of the 1987-1988 school year.

(f) The 14 educational service centers serving Class I county school units shall be disbanded on the first Monday of August, 1995, and their statutory responsibilities and programs shall be assumed by the regional offices of education, subject to rules and regulations developed by the State Board of Education. The regional superintendents of schools elected by the voters residing in all Class I counties shall serve as the chief administrators for these programs and services. By rule of the State Board of Education, the 10 educational service regions of lowest population shall provide such services under cooperative agreements with larger regions.

(Source: P.A. 93-21, eff. 7-1-03.)

(105 ILCS 5/7-03) (from Ch. 122, par. 7-03)

Sec. 7-03. Limitation on application. The provisions of this Article shall not apply to the disconnection of territory from one high school district and the annexation of such territory to another high school district when the boundaries of such high school districts are changed under the provisions of Section 7C-1 (now repealed).

(Source: P.A. 85-1020.)

(105 ILCS 5/7-14) (from Ch. 122, par. 7-14)

Sec. 7-14. Bonded indebtedness-Tax rate.

(a) Except as provided in subsection (b), whenever the boundaries of any school district are changed by the annexation or detachment of territory, each such district as it exists on and after such action shall assume the bonded indebtedness, as well as financial obligations to the Capital Development Board with regard to rental payments pursuant to Section 35-15 of the School Code, of all the territory included therein after such change. The tax rate for bonded indebtedness shall be determined in the manner provided in Section 19-7 of this Act, except the County Clerk shall annually extend taxes against all the taxable property situated in the county and contained in each such district as it exists after the action. Notwithstanding the provisions of this subsection, if the boundaries of a school district are changed by annexation or detachment of territory after June 30, 1987, and prior to September 15, 1987, and if the school district to which territory is being annexed has no outstanding bonded indebtedness on the date such annexation occurs, then the annexing school district shall not be liable for any bonded indebtedness of the district from which the territory is detached, and the school district from which the territory is detached shall remain liable for all of its bonded indebtedness.

(b) Whenever a school district with bonded indebtedness has become dissolved under this Article and its territory annexed to another district, the annexing district or districts shall not, except by action pursuant to resolution of the school board of the annexing district prior to the effective date of the annexation, assume the bonded indebtedness of the dissolved district; nor, except by action pursuant to resolution of the school board of the dissolving district, shall the territory of the dissolved district assume the bonded indebtedness of the annexing district or districts. If the annexing district or districts do not assume the bonded indebtedness of the dissolved district, a tax rate for the bonded indebtedness shall be determined in the manner provided in Section 19-7, and the county clerk or clerks shall annually extend taxes for each outstanding bond issue against all the taxable property that was situated within the boundaries of the district as the boundaries existed at the time of the issuance of each bond issue regardless of whether the property is still contained in that same district at the time of the extension of the taxes by the county clerk or clerks.

(Source: P.A. 87-107; 87-1120; 87-1215; 88-45.)

(105 ILCS 5/7A-11) (from Ch. 122, par. 7A-11)

Sec. 7A-11. Assets, liabilities and bonded indebtedness - Tax rate.

(a) Upon the effective date of the change as provided in Section 7A-8, and subject to the provisions of subsection (b) of this Section 7A-11, the newly created elementary school district shall receive all the assets and assume all the liabilities and obligations of the dissolved unit school district, including all the bonded indebtedness of the dissolved unit school district and its financial obligations to the Capital Development Board with regard to rental payments pursuant to Section 35-15.

(b) Notwithstanding the provisions of subsection (a) of this Section, upon the stipulation of the school board of the annexing high school district and either the school board of the unit school district prior to the effective date of its dissolution, or thereafter of the school board of the newly created elementary school district, and with the approval in either case of the regional superintendent of schools of the educational service region in which the territory described in the petition filed under this Article or the greater portion of the equalized assessed valuation of such territory is situated, the assets, liabilities and obligations of the dissolved unit school district, including all the bonded indebtedness of the dissolved unit school district and its financial obligations to the Capital Development Board with regard to rental payments pursuant to Section 35-15, may be divided and assumed between and by such newly created elementary school district

and the annexing high school district in accordance with the terms and provisions of such stipulation and approval. In such event, the provisions of Section 19-29, as now or hereafter amended, shall be applied to determine the debt incurring power of the newly created elementary school district and of the contiguous annexing high school district.

(c) Without regard to whether the receipt of assets and the assumption of liabilities and obligations of the dissolved unit school district is determined pursuant to subsection (a) or (b) of this Section, the tax rate for bonded indebtedness shall be determined in the manner provided in Section 19-7; and notwithstanding the creation of such new elementary school district, the county clerk or clerks shall annually extend taxes for each outstanding bond issue against all the taxable property that was situated within the boundaries of the dissolved unit school district as such boundaries existed at the time of the issuance of each such bond issue, regardless of whether such property was still contained in that unit school district at the time of its dissolution and regardless of whether such property is contained in the newly created elementary school district at the time of the extension of such taxes by the county clerk or clerks.

(Source: P.A. 86-1028.)

(105 ILCS 5/11A-12) (from Ch. 122, par. 11A-12)

Sec. 11A-12. Bonded indebtedness - Tax rate.

(a) Except as provided in subsection (b), whenever a new district is created under the provisions of this Article, each such district as it exists on and after such action shall assume the financial obligations to the Capital Development Board, with regard to rental payments or otherwise pursuant to ~~Section 35-15 of the School Code~~ and the Capital Development Board Act, of all the territory included therein after such change, and the outstanding bonded indebtedness shall be treated as hereinafter provided in this Section and in Section 19-29 of this Act. The tax rate for bonded indebtedness shall be determined in the manner provided in Section 19-7 of this Act, and notwithstanding the creation of any such new district, the County Clerk or Clerks shall annually extend taxes for each outstanding bond issue against all the taxable property that was situated within the boundaries of the district as such boundaries existed at the time of the issuance of each such bond issue regardless of whether such property is still contained in that same district at the time of the extension of such taxes by the County Clerk or Clerks.

(b) Whenever the entire territory of 2 or more school districts is organized into a community unit school district pursuant to a petition filed under this Article, the petition may provide that the entire territory of the new community unit school district shall assume the bonded indebtedness of the previously existing school district. In that case the tax rate for bonded indebtedness shall be determined in the manner provided in Section 19-7 of this Act, except the County Clerk shall annually extend taxes for each outstanding bond issue against all the taxable property situated in the new community unit school district as it exists after the organization.

(Source: P.A. 88-555, eff. 7-27-94.)

(105 ILCS 5/11B-11) (from Ch. 122, par. 11B-11)

Sec. 11B-11. Bonded indebtedness - Tax rate. Whenever a new district is created under any of the provisions of this Act, each such district as it exists on and after such action shall assume the financial obligations to the Capital Development Board, with regard to rental payments or otherwise pursuant to ~~Section 35-15 of "The School Code"~~ and the Capital Development Board Act, of all the territory included therein after such change, and the outstanding bonded indebtedness shall be treated as hereinafter provided in this Section and in Section 19-29 of this Act. The tax rate for bonded indebtedness shall be determined in the manner provided in Section 19-7 of this Act, and notwithstanding the creation of any such new district, the County Clerk or Clerks shall annually extend taxes for each outstanding bond issue against all the taxable property that was situated within the boundaries of the district as such boundaries existed at the time of the issuance of each such bond issue regardless of whether such property is still contained in that same district at the time of the extension of such taxes by the County Clerk or Clerks.

(Source: P.A. 83-686.)

(105 ILCS 5/11D-9) (from Ch. 122, par. 11D-9)

Sec. 11D-9. Bonded indebtedness; tax rate. Whenever new districts are created under any of the provisions of this Article, each such district as it exists on and after such action shall assume the financial obligations to the Capital Development Board, with regard to rental payments or otherwise pursuant to ~~Section 35-15 of The School Code~~ and the Capital Development Board Act, of all the territory included therein after such change, and the outstanding bonded indebtedness shall be treated as provided in this Section and in Section 19-29 of this Act. The tax rate for bonded indebtedness shall be determined in the manner provided in Section 19-7 of this Act, and notwithstanding the creation of any such new districts, the county clerk or clerks shall annually extend taxes for each outstanding bond issue against all the taxable

property that was situated within the boundaries of each district as such boundaries existed at the time of the issuance of each such bond issue, regardless of whether such property is still contained in that same district at the time of the extension of such taxes by the county clerk or clerks.

(Source: P.A. 86-1334.)

(105 ILCS 5/34-74) (from Ch. 122, par. 34-74)

Sec. 34-74. Custody of school moneys. Except as provided in ~~Article~~ Articles 34A and 34B, and Section 34-29.2 of this Code, all moneys raised by taxation for school purposes, or received from the state common school fund, or from any other source for school purposes, shall be held by the city treasurer, ex-officio, as school treasurer, in separate funds for school purposes, subject to the order of the board upon (i) its warrants signed by its president and secretary and countersigned by the mayor and city comptroller or (ii) its checks, as defined in Section 3-104 of the Uniform Commercial Code, signed by its president, secretary, and comptroller and countersigned by the mayor and city comptroller.

(Source: P.A. 91-151, eff. 1-1-00.)

(105 ILCS 5/1A-6 rep.) (105 ILCS 5/2-3.35 rep.) (105 ILCS 5/2-3.37 rep.) (105 ILCS 5/2-3.43 rep.) (105 ILCS 5/2-3.52 rep.) (105 ILCS 5/2-3.54 rep.) (105 ILCS 5/2-3.55 rep.) (105 ILCS 5/2-3.55A rep.) (105 ILCS 5/2-3.67 rep.) (105 ILCS 5/2-3.69 rep.) (105 ILCS 5/2-3.72 rep.) (105 ILCS 5/2-3.82 rep.) (105 ILCS 5/2-3.90 rep.) (105 ILCS 5/2-3.91 rep.) (105 ILCS 5/2-3.106 rep.) (105 ILCS 5/2-3.114 rep.) (105 ILCS 5/Art. 7C rep.) (105 ILCS 5/10-20.16 rep.) (105 ILCS 5/10-20.25 rep.) (105 ILCS 5/10-20.25a rep.) (105 ILCS 5/prec. Sec. 13-1 heading rep.) (105 ILCS 5/13-1 rep.) (105 ILCS 5/13-2 rep.) (105 ILCS 5/13-3 rep.) (105 ILCS 5/13-4 rep.) (105 ILCS 5/13-5 rep.) (105 ILCS 5/13-6 rep.) (105 ILCS 5/13-7 rep.) (105 ILCS 5/13-8 rep.) (105 ILCS 5/13-9 rep.) (105 ILCS 5/14-3.02 rep.) (105 ILCS 5/14-3.03 rep.) (105 ILCS 5/17-2.6 rep.) (105 ILCS 5/29-6.4 rep.) (105 ILCS 5/29-17 rep.) (105 ILCS 5/Art. 34B rep.) (105 ILCS 5/Art. 35 rep.)

Section 90. The School Code is amended by repealing Sections 1A-6, 2-3.35, 2-3.37, 2-3.43, 2-3.52, 2-3.54, 2-3.55, 2-3.55A, 2-3.67, 2-3.69, 2-3.72, 2-3.82, 2-3.90, 2-3.91, 2-3.106, 2-3.114, 10-20.16, 10-20.25, 10-20.25a, 13-1, 13-2, 13-3, 13-4, 13-5, 13-6, 13-7, 13-8, 13-9, 14-3.02, 14-3.03, 17-2.6, 29-6.4, 29-17, Articles 7C, 34B, and 35, and the heading preceding Section 13-1.

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

AMENDMENT NO. 2. Amend House Bill 756, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 1. Short title. This Act may be cited as the Childhood Hunger Relief Act.

Section 5. State policy and legislative intent. The General Assembly recognizes that hunger and food security are serious problems in the State of Illinois with as many as one million citizens being affected. These citizens have lost their sense of food security. Food insecurity occurs whenever the availability of nutritionally adequate and safe foods or the ability to acquire acceptable foods in socially acceptable ways is limited or uncertain. Hunger is a painful or uneasy sensation caused by a recurrent or involuntary lack of food and is a potential, although not necessary, consequence of food insecurity. Over time, hunger may result in malnutrition. It is estimated that just under 600,000 Illinois children experience hunger or food insecurity, meaning that they either go without eating meals, or their parents or guardians cannot provide the kinds of food they need. At present, the Illinois economy is steadily experiencing a 6% unemployment rate, people are being laid off who thought they had job security, and the unemployed are remaining unemployed beyond the terms of unemployment benefits. Emergency food providers throughout the State are experiencing an increase in the number of working poor families requesting emergency food. In October 2003, Illinois was ranked 48th in the nation in providing school breakfasts to low-income children of families who meet the criteria for free and reduced-price lunches. Because low-income children are not being adequately nourished, even to the point where many are arriving at school hungry, the General Assembly believes it is in the best interest of Illinois to utilize resources available through existing child nutrition programs, to the fullest extent possible.

The General Assembly also recognizes a definite correlation between adequate child nutrition and a child's physical, emotional, and cognitive development. There is also a correlation between adequate nutrition and a child's ability to perform well in school. Documented research has proven that school breakfasts improve attendance and increase a child's readiness to learn. In this regard, the General Assembly realizes the importance of the National School Breakfast Program and the Summer Food Service Program as effective measures that must be widely implemented to ensure more adequate nutrition for Illinois children.

Section 10. Definitions. In this Act:

"Hunger" means a symptom of poverty caused by a lack of resources that prevents the purchasing of a nutritionally adequate diet resulting in a chronic condition of being undernourished.

"Food insecurity" means a limited or uncertain availability of nutritionally adequate foods.

"Food security" means ensured access to enough food for an active, healthy life.

"School Breakfast Program" means the federal child nutrition entitlement program that helps serve nourishing low-cost breakfast meals to school children. In addition to cash assistance, participating schools get foods donated by and technical guidance from the United States Department of Agriculture. Payments to schools are higher for meals served to children who qualify, on the basis of family size and income, for free or reduced-price meals. The program is administered in Illinois by the State Board of Education.

"Summer Food Service Program" means the federal child nutrition entitlement program that helps communities serve meals to needy children when school is not in session. The United States Department of Agriculture reimburses sponsors for operating costs of food services up to a specific maximum rate for each meal served. In addition, sponsors receive some reimbursement for planning and supervising expenses. The program in Illinois is administered by the State Board of Education.

Section 15. School breakfast program.

(a) Within 90 days after the effective date of this amendatory Act of the 93rd General Assembly and then each school year thereafter, the board of education of each school district in this State shall implement and operate a school breakfast program, if a breakfast program does not currently exist, in accordance with federal guidelines in each school building within its district in which at least 40% or more of the students are eligible for free or reduced-price lunches based upon the count on October 31 of the previous year.

Using the data from the previous school year, the board of education of each school district in the State shall determine which schools within their districts will be required to implement and operate a school breakfast program.

(b) School districts may charge students who do not meet federal criteria for free school meals for the breakfasts served to these students within the allowable limits set by federal regulations.

(c) School breakfast programs established under this Section shall be supported entirely by federal funds and commodities, charges to students and other participants, and other available State and local resources, including under the School Breakfast and Lunch Program Act. Allowable costs for reimbursement to school districts, in accordance with the United States Department of Agriculture, include compensation of employees for the time devoted and identified specifically to implement the school breakfast program; the cost of materials acquired, consumed, or expended specifically to implement the school breakfast program; equipment and other approved capital expenditures necessary to implement the school breakfast program; and transportation expenses incurred specifically to implement and operate the school breakfast program.

(d) A school district shall be allowed to opt out of the school breakfast program requirement of this Section if it is determined that, due to circumstances specific to that school district, the expense reimbursement would not fully cover the costs of implementing and operating a school breakfast program. The school district shall petition its regional superintendent of schools by November 15 to request to be exempt from the school breakfast program requirement. The petition shall include all legitimate costs associated with implementing and operating a school breakfast program, the estimated reimbursement from State and federal sources, and any unique circumstances the school district can verify that exist that would cause the implementation and operation of such a program to be cost prohibitive.

The regional superintendent of schools shall review the petition. He or she shall convene a public hearing to hear testimony from the school district and interested community members. The regional superintendent shall, by December 15, inform the school district of his or her decision, along with the reasons why the exemption was granted or denied, in writing. If the regional superintendent grants an exemption to the school district, then the school district is relieved from the requirement to establish and implement a school breakfast program.

If the regional superintendent of schools does not grant an exemption to the school district, then the school district shall implement and operate a school breakfast program in accordance with this Section by September 1 of the subsequent school year. However, the school district or a resident of the school district may appeal the decision of the regional superintendent to the State Superintendent of Education. No later than February 15 of each year, the State Superintendent shall hear appeals on the decisions of regional superintendents of schools. The State Superintendent shall make a final decision at the conclusion of the hearing on the school district's request for an exemption from the school breakfast program requirement. If the State Superintendent grants an exemption to the school district, then the school district is relieved from the requirement to implement and operate a school breakfast program. If the State Superintendent does not grant an exemption to the school district, then the school district shall implement and operate a school

breakfast program in accordance with this Section by September 1 of the subsequent school year.

A school district may not attempt to opt out of the school breakfast program requirement of this Section by requesting a waiver under Section 2-3.25g of the School Code.

Section 20. Summer food service program.

(a) The State Board of Education shall promulgate a State plan for summer food service programs, in accordance with 42 U.S.C. Sec. 1761 and any other applicable federal laws and regulations, by January 15, 2006.

(b) By the summer of 2006 and then each summer thereafter, it is strongly encouraged that the board of education of each school district in this State in which at least 50% of the students are eligible for free or reduced-price school meals operate a summer food service program or identify a non-profit or private agency to sponsor a summer food service program within the school district's boundaries.

(c) Summer food service programs established under this Section may be supported by federal funds and commodities and other available State and local resources.

Section 95. The School Breakfast and Lunch Program Act is amended by changing Sections 2.5, 4, and 5 as follows:

(105 ILCS 125/2.5)

Sec. 2.5. Breakfast incentive program. The State Board of Education shall fund a breakfast incentive program comprised of the components described in paragraphs (1), (2), and (3) of this Section, provided that a separate appropriation is made for the purposes of this Section. The State Board of Education may allocate the appropriation among the program components in whatever manner the State Board of Education finds will best serve the goal of increasing participation in school breakfast programs. If the amount of the appropriation allocated under paragraph (1), (2), or (3) of this Section is insufficient to fund all claims submitted under that particular paragraph, the claims under that paragraph shall be prorated.

(1) The State Board of Education may reimburse each sponsor of a school breakfast program an additional \$0.10 for each free, reduced-price, and paid breakfast served over and above the number of such breakfasts served in the same month during the preceding year, provided that the number of breakfasts served in a participating school building ~~by the sponsor~~ in that month is at least 10% greater than the number of breakfasts served in the same month during the preceding year.

(2) The State Board of Education may make grants to school boards and welfare centers that agree to start a school breakfast program in one or more schools or other sites. First priority for these grants shall be given to schools in which ~~40%~~ 50% or more of their students are eligible for free and reduced price meals under the National School Lunch Act (42 U.S.C. 1751 et seq.). Depending on the availability of funds and the rate at which funds are being utilized, the State Board of Education is authorized to allow additional schools or other sites to receive these grants. In making additional grants, the State Board of Education shall provide for priority to be given to schools with the highest percentage of students eligible for free and reduced price lunches under the National School Lunch Act. The amount of the grant shall be \$3,500 for each qualifying school or site in which a school breakfast program is started. The grants shall be used to pay the start-up costs for the school breakfast program, including equipment, supplies, and program promotion, but shall not be used for food, labor, or other recurring operational costs. Applications for the grants shall be made to the State Board of Education on forms designated by the State Board of Education. Any grantee that fails to operate a school breakfast program for at least 3 years after receipt of a grant shall refund the amount of the grant to the State Board of Education.

(3) The State Board of Education may reimburse a school board for each free, reduced-price, or paid breakfast served in a school breakfast program located in a school in which 80% or more of the students are eligible to receive free or reduced price lunches under the National School Lunch Act (42 U.S.C. 1751 et seq.) in an amount equal to the difference between (i) the current amount reimbursed by the federal government for a free breakfast and (ii) the amount actually reimbursed by the federal government for that free, reduced-price, or paid breakfast. A school board that receives reimbursement under this paragraph (3) shall not be eligible in the same year to receive reimbursement under paragraph (1) of this Section.

(Source: P.A. 91-843, eff. 6-22-00.)

(105 ILCS 125/4) (from Ch. 122, par. 712.4)

Sec. 4. Accounts; copies of menus served; free lunch program required; report. School boards and welfare centers shall keep an accurate, detailed and separate account of all moneys expended for school breakfast programs, school lunch programs, free breakfast programs, ~~and~~ free lunch programs, and summer food service programs, and of the amounts for which they are reimbursed by any governmental agency,



moneys received from students and from any other contributors to the program. School boards and welfare centers shall also keep on file a copy of all menus served under the programs, which together with all records of receipts and disbursements, shall be made available to representatives of the State Board of Education at any time.

Every public school must have a free lunch program.

In 2001 and in each subsequent year, the State Board of Education shall provide to the Governor and the General Assembly, by a date not later than March 1, a report that provides all of the following:

- (1) A list by school district of all schools, the total student enrollment, and the number of children eligible for free, reduced price, and paid breakfasts and lunches.
- (2) A list of schools that have started breakfast programs during the past year along with information on which schools have utilized the \$3,500 start-up grants and the additional \$0.10 per meal increased participation incentives established under Section 2.5 of this Act.
- (3) A list of schools that have used the school breakfast program option outlined in this Act, a list of schools that have exercised Provision Two or Provision Three under the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.), and a list of schools that have dropped either school lunch or school breakfast programs during the past year and the reasons why.

In ~~2007, 2009, and 2011~~ ~~2001, 2003, and 2005~~ the report required by this Section shall also include information that documents the results of surveys designed to identify parental interest in school breakfast programs and documents barriers to establishing school breakfast programs. To develop the surveys for school administrators and for parents, the State Board of Education shall work in coordination with the State Board of Education's Child Nutrition Advisory Council and local committees that involve parents, teachers, principals, superintendents, business, and anti-hunger advocates, organized by the State Board of Education to foster community involvement. The State Board of Education is authorized to distribute the surveys in all schools where there are no school breakfast programs.

(Source: P.A. 91-843, eff. 6-22-00.)

(105 ILCS 125/5) (from Ch. 122, par. 712.5)

Sec. 5. Application for participation in programs. Applications for participation in the school breakfast program, the school lunch program, the free breakfast program, ~~and~~ the free lunch program and the summer food service program shall be made on forms provided by the State Board of Education and filed with the State Board ~~, through the Regional Superintendent of Schools.~~

(Source: P.A. 91-843, eff. 6-22-00.)

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

The foregoing message from the Senate reporting Senate Amendments numbered 1 and 2 to HOUSE BILL 756 was placed on the Calendar on the order of Concurrence.

A message from the Senate by  
Ms. Hawker, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the attached First Conference Committee Report:

SENATE BILL NO. 3186

Adopted by the Senate, January 10, 2005.

Linda Hawker, Secretary of the Senate

93RD GENERAL ASSEMBLY  
CONFERENCE COMMITTEE REPORT  
ON SENATE BILL 3186

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To the President of the Senate and the Speaker of the House of Representatives:  
We, the conference committee appointed to consider the differences between the houses in relation to House Amendment Nos. 1 and 2 to Senate Bill 3186, recommend the following:

- (1) that the House recede from House Amendments Nos. 1 and 2; and
- (2) that Senate Bill 3186 be further amended by replacing everything after the enacting clause with the

following:

"Section 5. The Illinois Human Rights Act is amended by changing Sections 1-102, 1-103, 3-103, and 3-106 and the heading of Article 1 and adding Section 1-101.1 as follows:

(775 ILCS 5/Art. 1 heading)

ARTICLE 1.

GENERAL PROVISIONS TITLE, POLICY AND DEFINITIONS

(775 ILCS 5/1-101.1 new)

Sec. 1-101.1. Construction. Nothing in this Act shall be construed as requiring any employer, employment agency, or labor organization to give preferential treatment or special rights based on sexual orientation or to implement affirmative action policies or programs based on sexual orientation.

(775 ILCS 5/1-102) (from Ch. 68, par. 1-102)

Sec. 1-102. Declaration of Policy. It is the public policy of this State:

(A) Freedom from Unlawful Discrimination. To secure for all individuals within Illinois the freedom from discrimination against any individual because of his or her race, color, religion, sex, national origin, ancestry, age, marital status, physical or mental handicap, military status, sexual orientation, or unfavorable discharge from military service in connection with employment, real estate transactions, access to financial credit, and the availability of public accommodations.

(B) Freedom from Sexual Harassment-Employment and Higher Education. To prevent sexual harassment in employment and sexual harassment in higher education.

(C) Freedom from Discrimination Based on Citizenship Status-Employment. To prevent discrimination based on citizenship status in employment.

(D) Freedom from Discrimination Based on Familial Status-Real Estate Transactions. To prevent discrimination based on familial status in real estate transactions.

(E) Public Health, Welfare and Safety. To promote the public health, welfare and safety by protecting the interest of all people in Illinois in maintaining personal dignity, in realizing their full productive capacities, and in furthering their interests, rights and privileges as citizens of this State.

(F) Implementation of Constitutional Guarantees. To secure and guarantee the rights established by Sections 17, 18 and 19 of Article I of the Illinois Constitution of 1970.

(G) Equal Opportunity, Affirmative Action. To establish Equal Opportunity and Affirmative Action as the policies of this State in all of its decisions, programs and activities, and to assure that all State departments, boards, commissions and instrumentalities rigorously take affirmative action to provide equality of opportunity and eliminate the effects of past discrimination in the internal affairs of State government and in their relations with the public.

(H) Unfounded Charges. To protect citizens of this State against unfounded charges of unlawful discrimination, sexual harassment in employment and sexual harassment in higher education, and discrimination based on citizenship status in employment.

(Source: P.A. 87-579; 88-178.)

(775 ILCS 5/1-103) (from Ch. 68, par. 1-103)

Sec. 1-103. General Definitions. When used in this Act, unless the context requires otherwise, the term:

(A) Age. "Age" means the chronological age of a person who is at least 40 years old, except with regard to any practice described in Section 2-102, insofar as that practice concerns training or apprenticeship programs. In the case of training or apprenticeship programs, for the purposes of Section 2-102, "age" means the chronological age of a person who is 18 but not yet 40 years old.

(B) Aggrieved Party. "Aggrieved party" means a person who is alleged or proved to have been injured by a civil rights violation or believes he or she will be injured by a civil rights violation under Article 3 that is about to occur.

(C) Charge. "Charge" means an allegation filed with the Department by an aggrieved party or initiated by the Department under its authority.

(D) Civil Rights Violation. "Civil rights violation" includes and shall be limited to only those specific acts set forth in Sections 2-102, 2-103, 2-105, 3-102, 3-103, 3-104, 3-104.1, 3-105, 4-102, 4-103, 5-102, 5A-102 and 6-101 of this Act.

(E) Commission. "Commission" means the Human Rights Commission created by this Act.

(F) Complaint. "Complaint" means the formal pleading filed by the Department with the Commission following an investigation and finding of substantial evidence of a civil rights violation.

(G) Complainant. "Complainant" means a person including the Department who files a charge of civil rights violation with the Department or the Commission.

(H) Department. "Department" means the Department of Human Rights created by this Act.

(I) Handicap. "Handicap" means a determinable physical or mental characteristic of a person, including, but not limited to, a determinable physical characteristic which necessitates the person's use of a guide, hearing or support dog, the history of such characteristic, or the perception of such characteristic by the person complained against, which may result from disease, injury, congenital condition of birth or functional disorder and which characteristic:

- (1) For purposes of Article 2 is unrelated to the person's ability to perform the duties of a particular job or position and, pursuant to Section 2-104 of this Act, a person's illegal use of drugs or alcohol is not a handicap;
- (2) For purposes of Article 3, is unrelated to the person's ability to acquire, rent or maintain a housing accommodation;
- (3) For purposes of Article 4, is unrelated to a person's ability to repay;
- (4) For purposes of Article 5, is unrelated to a person's ability to utilize and benefit from a place of public accommodation.

(J) Marital Status. "Marital status" means the legal status of being married, single, separated, divorced or widowed.

(J-1) Military Status. "Military status" means a person's status on active duty in the armed forces of the United States, status as a current member of any reserve component of the armed forces of the United States, including the United States Army Reserve, United States Marine Corps Reserve, United States Navy Reserve, United States Air Force Reserve, and United States Coast Guard Reserve, or status as a current member of the Illinois Army National Guard or Illinois Air National Guard.

(K) National Origin. "National origin" means the place in which a person or one of his or her ancestors was born.

(L) Person. "Person" includes one or more individuals, partnerships, associations or organizations, labor organizations, labor unions, joint apprenticeship committees, or union labor associations, corporations, the State of Illinois and its instrumentalities, political subdivisions, units of local government, legal representatives, trustees in bankruptcy or receivers.

(M) Public Contract. "Public contract" includes every contract to which the State, any of its political subdivisions or any municipal corporation is a party.

(N) Religion. "Religion" includes all aspects of religious observance and practice, as well as belief, except that with respect to employers, for the purposes of Article 2, "religion" has the meaning ascribed to it in paragraph (F) of Section 2-101.

(O) Sex. "Sex" means the status of being male or female.

(O-1) Sexual orientation. "Sexual orientation" means actual or perceived heterosexuality, homosexuality, bisexuality, or gender-related identity, whether or not traditionally associated with the person's designated sex at birth. "Sexual orientation" does not include a physical or sexual attraction to a minor by an adult.

(P) Unfavorable Military Discharge. "Unfavorable military discharge" includes discharges from the Armed Forces of the United States, their Reserve components or any National Guard or Naval Militia which are classified as RE-3 or the equivalent thereof, but does not include those characterized as RE-4 or "Dishonorable".

(Q) Unlawful Discrimination. "Unlawful discrimination" means discrimination against a person because of his or her race, color, religion, national origin, ancestry, age, sex, marital status, handicap, military status, sexual orientation, or unfavorable discharge from military service as those terms are defined in this Section.

(Source: P.A. 93-941, eff. 8-16-04.)

(775 ILCS 5/3-103) (from Ch. 68, par. 3-103)

Sec. 3-103. Blockbusting. It is a civil rights violation for any person to:

(A) Solicitation. Solicit for sale, lease, listing or purchase any residential real estate within this State, on the grounds of loss of value due to the present or prospective entry into the vicinity of the property involved of any person or persons of any particular race, color, religion, national origin, ancestry, age, sex, sexual orientation, marital status, familial status or handicap.

(B) Statements. Distribute or cause to be distributed, written material or statements designed to induce any owner of residential real estate in this State to sell or lease his or her property because of any present or prospective changes in the race, color, religion, national origin, ancestry, age, sex, sexual orientation, marital status, familial status or handicap of residents in the vicinity of the property involved.

(C) Creating Alarm. Intentionally create alarm, among residents of any community, by transmitting communications in any manner, including a telephone call whether or not conversation thereby ensues,

with a design to induce any owner of residential real estate in this state to sell or lease his or her property because of any present or prospective entry into the vicinity of the property involved of any person or persons of any particular race, color, religion, national origin, ancestry, age, sex, sexual orientation, marital status, familial status or handicap.

(Source: P.A. 86-910.)

(775 ILCS 5/3-106) (from Ch. 68, par. 3-106)

Sec. 3-106. Exemptions.) Nothing contained in Section 3-102 shall prohibit:

(A) Private Sales of Single Family Homes. Any sale of a single family home by its owner so long as the following criteria are met:

(1) The owner does not own or have a beneficial interest in more than three single family homes at the time of the sale;

(2) The owner or a member of his or her family was the last current resident of the home;

(3) The home is sold without the use in any manner of the sales or rental facilities or services of any real estate broker or salesman, or of any employee or agent of any real estate broker or salesman;

(4) The home is sold without the publication, posting or mailing, after notice, of any advertisement or written notice in violation of paragraph (F) of Section 3-102.

(B) Apartments. Rental of a housing accommodation in a building which contains housing accommodations for not more than five families living independently of each other, if the lessor or a member of his or her family resides in one of the housing accommodations;

(C) Private Rooms. Rental of a room or rooms in a private home by an owner if he or she or a member of his or her family resides therein or, while absent for a period of not more than twelve months, if he or she or a member of his or her family intends to return to reside therein;

(D) Reasonable local, State, or Federal restrictions regarding the maximum number of occupants permitted to occupy a dwelling.

(E) Religious Organizations. A religious organization, association, or society, or any nonprofit institution or organization operated, supervised or controlled by or in conjunction with a religious organization, association, or society, from limiting the sale, rental or occupancy of a dwelling which it owns or operates for other than a commercial purpose to persons of the same religion, or from giving preference to such persons, unless membership in such religion is restricted on account of race, color, or national origin.

(F) Sex. Restricting the rental of rooms in a housing accommodation to persons of one sex.

(G) Persons Convicted of Drug-Related Offenses. Conduct against a person because such person has been convicted by any court of competent jurisdiction of the illegal manufacture or distribution of a controlled substance as defined in Section 102 of the federal Controlled Substances Act (21 U.S.C. 802).

(H) Persons engaged in the business of furnishing appraisals of real property from taking into consideration factors other than those based on unlawful discrimination or familial status in furnishing appraisals.

(H-1) The owner of an owner-occupied residential building with 5 or fewer units (including the unit in which the owner resides) from making decisions regarding whether to rent to a person based upon that person's sexual orientation.

(I) Housing for Older Persons. No provision in this Article regarding familial status shall apply with respect to housing for older persons.

(1) As used in this Section, "housing for older persons" means housing:

(a) provided under any State or Federal program that the Department determines is specifically designed and operated to assist elderly persons (as defined in the State or Federal program); or

(b) intended for, and solely occupied by, persons 62 years of age or older; or

(c) intended and operated for occupancy by persons 55 years of age or older and:

(i) at least 80% of the occupied units are occupied by at least one person who is 55 years of age or older;

(ii) the housing facility or community publishes and adheres to policies and procedures that demonstrate the intent required under this subdivision (c); and

(iii) the housing facility or community complies with rules adopted by the Department for verification of occupancy, which shall:

(aa) provide for verification by reliable surveys and affidavits; and

(bb) include examples of the types of policies and procedures relevant to a determination of compliance with the requirement of clause (ii).

These surveys and affidavits shall be admissible in administrative and judicial proceedings for the purposes of such verification.

(2) Housing shall not fail to meet the requirements for housing for older persons by reason of:

(a) persons residing in such housing as of the effective date of this amendatory Act of 1989 who do not meet the age requirements of subsections (1)(b) or (c); provided, that new occupants of such housing meet the age requirements of subsections (1)(b) or (c) of this subsection; or

(b) unoccupied units; provided, that such units are reserved for occupancy by persons who meet the age requirements of subsections (1)(b) or (c) of this subsection.

(3) (a) A person shall not be held personally liable for monetary damages for a violation of this Article if the person reasonably relied, in good faith, on the application of the exemption under this subsection (I) relating to housing for older persons.

(b) For the purposes of this item (3), a person may show good faith reliance on the application of the exemption only by showing that:

(i) the person has no actual knowledge that the facility or community is not, or will not be, eligible for the exemption; and

(ii) the facility or community has stated formally, in writing, that the facility or community complies with the requirements for the exemption.

(Source: P.A. 89-520, eff. 7-18-96.)"

Submitted on November 17, 2004.

|  |   |
|--|---|
| s/Senator Ronen                            | s/Representative McKeon                           |
| s/Senator Cullerton                        | s/Representative Fritchey                         |
| s/Senator Link                             | Representative Lang                               |
| Senator Petka                              | s/Representative Beaubien                         |
| Senator Roskam<br>Committee for the Senate | Representative Biggins<br>Committee for the House |

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 adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 1994

A bill for AN ACT in relation to unemployment insurance.

House Amendment No. 1 to SENATE BILL NO. 1994.

Action taken by the Senate, January 11, 2005.

Linda Hawker, Secretary of 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 adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 37

A bill for AN ACT concerning finance.  
House Amendment No. 1 to SENATE BILL NO. 37.  
Action taken by the Senate, January 11, 2005.

Linda Hawker, Secretary of 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 adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 738

A bill for AN ACT concerning the departments of State government.  
House Amendment No. 1 to SENATE BILL NO. 738.  
Action taken by the Senate, January 11, 2005.

Linda Hawker, Secretary of 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 adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 2212

A bill for AN ACT in relation to budget implementation.  
House Amendment No. 1 to SENATE BILL NO. 2212.  
Action taken by the Senate, January 11, 2005.

Linda Hawker, Secretary of 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 adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 2216

A bill for AN ACT concerning finance.  
House Amendment No. 1 to SENATE BILL NO. 2216.  
Action taken by the Senate, January 11, 2005.

Linda Hawker, Secretary of 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 adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 2220

A bill for AN ACT in relation to economic development.  
House Amendment No. 1 to SENATE BILL NO. 2220.  
Action taken by the Senate, January 11, 2005.

Linda Hawker, Secretary of 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 adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 3199

A bill for AN ACT in relation to State employees.  
 House Amendment No. 2 to SENATE BILL NO. 3199.  
 Action taken by the Senate, January 11, 2005.

Linda Hawker, Secretary of 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 adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 3195

A bill for AN ACT in relation to budget implementation.  
 House Amendment No. 1 to SENATE BILL NO. 3195.  
 Action taken by the Senate, January 11, 2005.

Linda Hawker, Secretary of 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 adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 3196

A bill for AN ACT in relation to budget implementation.  
 House Amendment No. 1 to SENATE BILL NO. 3196.  
 Action taken by the Senate, January 11, 2005.

Linda Hawker, Secretary of 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 adoption of their amendment to a bill of the following title, to-wit:

SENATE BILL NO. 3362

A bill for AN ACT making appropriations.  
 House Amendment No. 2 to SENATE BILL NO. 3362.  
 Action taken by the Senate, January 11, 2005.

Linda Hawker, Secretary of the Senate

### REPORTS FROM STANDING COMMITTEES

Representative Giles, Chairperson, from the Committee on Elementary and Secondary Education to which the following were referred, action taken earlier today, and reported the same back with the following recommendations:

That the Motion be reported "recommends be adopted" and placed on the House Calendar:  
 Motion to concur with Senate Amendments numbered 2, 3 and 4 to HOUSE BILL 757.

The committee roll call vote on Amendments numbered 2, 3, and 4 to House Bill 757 is as follows:  
 10, Yeas; 0, Nays; 0, Answering Present.

Y Giles, Calvin(D), Chairperson

A Davis, Monique(D), Vice-Chairperson

|   |                        |
|---|------------------------|
| Y Bassi,Suzanne(R) (E. Lyons)             | A Collins,Annazette(D) |
| Y Colvin,Marlow(D)                        | A Currie,Barbara(D)    |
| Y Eddy,Roger(R)                           | A Joyce,Kevin(D)       |
| Y Kosel,Renee(R), Republican Spokesperson | A Krause,Carolyn(R)    |
| Y Miller,David(D)                         | Y Mitchell,Jerry(R)    |
| Y Moffitt,Donald(R)                       | A Mulligan,Rosemary(R) |
| Y Osterman,Harry(D)                       | A Smith,Michael(D)     |
| Y Watson,Jim(R)                           | A Yarbrough,Karen(D)   |

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

That the Motion be reported "recommends be adopted" and placed on the House Calendar: Motion to concur with Senate Amendment No. 1 to HOUSE BILL 1000.

The committee roll call vote on Motion to concur with Senate Amendment No. 1 to House Bill 1000 is as follows:

7, Yeas; 2, Nays; 1, Answering Present.

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|--|-------------------------------|
| N Burke,Daniel(D), Chairperson         | P Acevedo,Edward(D)           |
| Y Biggins,Bob(R)                       | Y Black,William(R)            |
| N Bradley,Richard(D), Vice-Chairperson | A Vacant                      |
| Y Hassert,Brent(R)                     | A Jones,Lovana(D)             |
| Y McKeon,Larry(D) (Mautino)            | Y Molaro,Robert(D) (J. Lyons) |
| Y Saviano,Angelo(R) (Beaubien)         | Y Winters,Dave(R)             |

### AGREED RESOLUTIONS

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

#### HOUSE RESOLUTION 1313

Offered by Representatives William Davis, Turner and Dunkin:

WHEREAS, The members of the House of Representatives of the State of Illinois learned with regret of the death of Samuel A. Patch on Wednesday, January 5, 2005; and

WHEREAS, Samuel A. Patch was born in Chicago on September 24, 1933, and remained a life-long resident of the city to which he made such significant contribution; and

WHEREAS, Mr. Patch graduated from Englewood High School and earned a Bachelor of Science in business administration from Kentucky State College; and

WHEREAS, He served his country as a member of the United States Armed Forces; and

WHEREAS, He was an active member of the Kappa Alpha Psi Fraternity; and

WHEREAS, Mr. Patch was both a dedicated teacher in the Chicago Public School System and played semi-professional football for the Chicago Crusaders; and

WHEREAS, He was the loving father of Shari Wilson, grandfather of four, affectionate brother of eight siblings with four surviving siblings, and was uncle, mentor, and cherished friend to many; and

WHEREAS, Samuel A. Patch was an astute businessman and entrepreneur, acting as Manager of the Black Trey, owner of a Northside nightclub, owner of International Trade Projects, and owner/operator of Balton Corp., a restaurant, janitorial, and paper supply company; and

WHEREAS, Mr. Patch believed in and contributed to the intellectual and political growth of the City's youth via membership in the Illinois High School Association, Directorship of the Third Ward Christmas Baskets and Family Christmas parties for over 4,500 children, and in executive officer positions with the Study Program for Elementary Students, Cook County Young Democrats, and the District 13 Educational Advisory Council; and

WHEREAS, He made innumerable contributions to the city and his community via service as Assistant Director of Model Cities-Chicago Committee on Urban Opportunities, as Chair of Model Cities Near South



Area Planning Council, as Director of the Decisive Aspirational Development Program, as a member of the Citizens Review Committee for Grants from the State Department of Mental Health, as Vice President of the City-wide Citizen Advisory Board on Mental Health, as a member of the Advisory Board Firman United Christian Community Services, as Co-Chair of the Harold Washington Stamp Committee, and as Founding Member of the Human Resources Development Institute (HRDI); and

WHEREAS, Mr. Patch stood with courage and determination in the movement for political empowerment of his community, serving as Founder of the National Black Political Convention, Chairman of the Illinois Black Political Assembly, Instructor in political education classes for Chicago Black United Communities (CBUC) and the Charles A. Hayes Center, as a Board Member for the National Black Political Coordinating Committee, a member of the Task Force for Black Political Empowerment, and a member of the Harold Washington Institute for Research and Political Studies; and

WHEREAS, He was close friend, confidant, and advisor on political strategy to the City's first African American Mayor, Harold Washington, serving the Mayor prior to and during his mayoralty and continuing thereafter to preserve Mayor Washington's ideals and legacy by acting as District Administrator in the historic First Congressional District, as Director of Intergovernmental Affairs, and as a member of the Chicago Public Library's Harold Washington Archives and Collections Committee and the Harold Washington Think Tank; and

WHEREAS Mr. Patch stood for fairness in government and in the electoral process, spearheading successful efforts for the adoption of a reapportionment map to ensure electoral representation and the retention of three Majority-Black Congressional Districts, an effort that earned him the sobriquet "Mr. Superb" by the Chicago Sun-Times, and serving as a Delegate to the 1970 Illinois Constitutional Convention; and

WHEREAS, He leaves a legacy of excellence, intellect, dedication, and courage to the many young people whom he befriended, mentored, and urged to follow him in leading lives of progressive political, social, and community activism; 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 Samuel A. Patch, 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 Mr. Patch as an expression of our sincere condolences.

#### HOUSE RESOLUTION 1314

Offered by Representative Sacia:

WHEREAS, Hoskins Building Center was founded in Apple River in 1854 as Wm. Hoskins & Company and is currently one of the three oldest Jo Daviess County businesses; and

WHEREAS, Wm. Hoskins immigrated to Jo Daviess County from Cornwall, England in 1847, and in 1849, he was one of many who traveled to California to seek his fortune in the Gold Rush; his western adventure was successful and he returned as a wealthy man to Jo Daviess County to start his business; and

WHEREAS, In 1888, Mr. Hoskins established the Elizabeth lumberyard and went on to purchase a yard in Galena in 1897; at that time, he opened another yard in Cuba City, Wisconsin, that was disposed of in 1927; around 1941, the Galena yard was sold off and all that remained was the Elizabeth yard; and

WHEREAS, Throughout the years, the Elizabeth business changed hands and incorporated on July 23, 1960; in 1971, the Galena Lumber Company purchased the business and operated the yard until 1974, when Vincent E. Toepfer purchased its stock; and

WHEREAS, On July 26, 2002, after working at Hoskins Lumber Company since 1989, Eric Wheelwright and his wife, Pam, purchased Hoskins Lumber Company and officially renamed the business as Hoskins Building Center; and

WHEREAS, The business has grown significantly over the past two years, with four full-time workers and a part-time bookkeeper; the company's commitment to quality is witnessed by a long list of loyal contractors who deal with the business; while the Center's main trade area is Jo Daviess County, the company has provided material for projects in Dubuque, Madison, and Chicago; the organization's extensive delivery service boasts three delivery drivers and four delivery trucks, including one crane boom truck that has the capability of hoisting material to multiple floors; and

WHEREAS, The Wheelwrights are active supporters of community organizations and projects; they are

enthusiastic about continuing that support and are committed to quality as their business enters its 151st year; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Hoskins Building Center in Jo Daviess County on the occasion of its sesquicentennial, and we salute the business for its rich history and tradition of quality in Jo Daviess County; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Hoskins Building Center as an expression of our esteem and with best wishes for its continued success.

#### HOUSE RESOLUTION 1315

Offered by Representative Sacia:

WHEREAS, The "Stone Wall Stitchers" began three years ago in Pecatonica, when it was decided to make lap robes for nursing home residents, as well as for sick and shut-in individuals in the community; and

WHEREAS, The Stone Wall Stitchers is a fellowship of ladies who gather to share their talents for the benefit of many communities; the lap robes have been sent to the counties of Stephenson, JoDaviess, Ogle, Winnebago, and Carroll, as well as Green County in Wisconsin; one of the robes was even sent to Germany; and

WHEREAS, Ladies gather at Pecatonica's Stone Wall Cafe on Tuesday mornings to cut, arrange, sew, tie, and hem the robes; it is not unusual for ten to twelve lap robes to be completed in a morning session; the finished product is approximately 44" by 44"; and

WHEREAS, Over 500 lap robes have been made and delivered; material, yarn, and batting for the center of the robes have been donated by many residents in the community, and two sewing machines have been donated for the project; occasionally a lap robe is sold to purchase materials; and

WHEREAS, Newborn infants with health problems to senior citizens can be found wrapped in the Stone Wall Stitchers' lap robes; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate the ladies of the Stone Wall Stitchers and we recognize their dedication and contributions to the community; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Stone Wall Stitchers as an expression of our respect and esteem and best wishes for their continued efforts.

#### HOUSE RESOLUTION 1316

Offered by Representative Poe:

WHEREAS, The General Assembly of the State of Illinois has always been concerned for the welfare of children, especially those who have no one to care for them; and

WHEREAS, In 1863, the General Assembly incorporated the Springfield Home for the Friendless in an effort to aid orphan children and widows left homeless by the Civil War; and

WHEREAS, This invaluable charitable undertaking has served for over one hundred and forty years and continues to serve the community at the same location as the Family Service Center of Sangamon County; and

WHEREAS, Today, the not-for-profit group still offers a helping hand to families in need through counseling services, adoption assistance, post-adoption service, foster care, and many other family-based outreaches; and

WHEREAS, In the original legislation approved February 12, 1863, the General Assembly appointed the following officers: Samuel H. Treat, President; George Pasfield, Sr., Vice President; George Bowen, Secretary; Jacob Bunn, Treasurer; Eliza Pope, Mercy Conklin, Louisa Dresser, Susan Cook, Lydia Williams, Elizabeth Bunn, Harriet Campbell, Ann Eastman, Maria Lathrop, Mary Hay, Catherine Hickox, Mary Ann Dennis, and Elizabeth Matheny, Board of Managers; and

WHEREAS, The long tradition of service continues under its current officers: Deborah Raupp, President; Danielle Outlaw, First Vice-President; Karola Beahringer, Second Vice-President; Carolyn

York, Secretary; Jim Hagerman, Treasurer; Deb Woods, Immediate Past President; Shelby Alfonsi, Kevin Linder, Subhash Chaudhary, Janice Scharamm, and Thomas Wilson, Board of Directors; and Josie Rocco, Executive Director; and

WHEREAS, The Family Service Center was inducted into the Illinois State Historical Society's Centennial Awards in 2001 and has most recently been recognized by the City of Springfield for continuously serving the community for one hundred years or more; and

WHEREAS, The Family Service Center and its predecessors received funding from membership dues, gifts, and contributions from the community chest; today, financial support is generated from service fees, the United Way, governmental grants and contracts, and fundraising; with the establishment of the Family Service Center Endowment Fund through the Sangamon County Community Foundation, an additional promising destination has been created to insure the long-term viability of the Springfield community's oldest social service agency; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the Family Service Center of Sangamon County, originally incorporated by the General Assembly as the Springfield Home for the Friendless, and its officers be recognized for their dedication and service; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Board of Directors of the Family Service Center at its upcoming donor recognition reception at the Pasfield House on February 3, 2005, as an expression of our esteem.

#### **CONCURRENCES AND NON-CONCURRENCES IN SENATE AMENDMENTS TO HOUSE BILLS**

Senate Amendments numbered 2, 3 and 4 to HOUSE BILL 757, having been printed, were taken up for consideration.

Representative Lyons, Eileen moved that the House concur with the Senate in the adoption of Senate Amendments numbered 2, 3 and 4.

And on that motion, a vote was taken resulting as follows:

116, Yeas; 1, Nays; 0, Answering Present.

(ROLL CALL 2)

The motion prevailed and the House concurred with the Senate in the adoption of Senate Amendments numbered 2, 3 and 4 to HOUSE BILL 757.

Ordered that the Clerk inform the Senate.

#### **ACTION ON VETO MOTIONS**

Pursuant to the Motion submitted previously, Representative John Bradley moved that the House concur with the Senate in the acceptance of the Governor's Specific Recommendations for Change to SENATE BILL 3188, by adoption of the following amendment:

I move to accept the specific recommendations of the Governor as to Senate Bill 3188 in manner and form as follows:

##### AMENDMENT TO SENATE BILL 3188

##### IN ACCEPTANCE OF GOVERNOR'S RECOMMENDATIONS

Amend Senate Bill 3188, on page 9, immediately below line 24, by inserting the following:

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

And on that motion, a vote was taken resulting as follows:

116, Yeas; 0, Nays; 1, Answering Present.

(ROLL CALL 3)

The Motion, having received the votes of a constitutional majority of the Members elected, prevailed and the House concurred with the Senate in the adoption of the Governor's Specific Recommendations for Change.

Ordered that the Clerk inform the Senate.

### **DISTRIBUTION OF SUPPLEMENTAL CALENDAR**

Supplemental Calendar No. 1 was distributed to the Members at 11:35 o'clock a.m.

### **CONFERENCE COMMITTEE REPORTS**

Having been reported out of the Committee on Judiciary I - Civil Law on January 10, 2005, the First Conference Committee Report on House Amendments Numbered 1 and 2 to SENATE BILL 3186, submitted to the House previously, was taken up for consideration.

Representative McKeon moved the First Conference Committee Report be adopted.

And on that motion, a vote was taken resulting as follows:

65, Yeas; 51, Nays; 1, Answering Present.

(ROLL CALL 4)

The motion prevailed and the First Conference Committee Report was adopted.

Ordered that the Clerk inform the Senate.

### **CONCURRENCES AND NON-CONCURRENCES IN SENATE AMENDMENTS TO HOUSE BILLS**

Senate Amendment No. 1 to HOUSE BILL 949, having been printed, was taken up for consideration.

Representative Currie moved that the House concur with the Senate in the adoption of Senate Amendment No. 1.

And on that motion, a vote was taken resulting as follows:

66, Yeas; 51, Nays; 0, Answering Present.

(ROLL CALL 5)

The motion prevailed and the House concurred with the Senate in the adoption of Senate Amendment No. 1 to HOUSE BILL 949.

Ordered that the Clerk inform the Senate.

Senate Amendment No. 1 to HOUSE BILL 1000, having been printed, was taken up for consideration.

Representative Black moved that the House concur with the Senate in the adoption of Senate Amendment No. 1.

And on that motion, a vote was taken resulting as follows:

61, Yeas; 56, Nays; 0, Answering Present.

(ROLL CALL 6)

The motion prevailed and the House concurred with the Senate in the adoption of Senate Amendment No. 1 to HOUSE BILL 1000.

Ordered that the Clerk inform the Senate.

Senate Amendments numbered 1 and 2 to HOUSE BILL 756, having been printed, were taken up for consideration.

Representative Mendoza moved that the House concur with the Senate in the adoption of Senate Amendments numbered 1 and 2.

And on that motion, a vote was taken resulting as follows:

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

(ROLL CALL 7)

The motion prevailed and the House concurred with the Senate in the adoption of Senate Amendments numbered 1 and 2 to HOUSE BILL 756.

Ordered that the Clerk inform the Senate.

### **RESOLUTIONS**

Having been reported out of the Committee on Rules earlier today, HOUSE RESOLUTION 1044 was taken up for consideration.

Representative Flider moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

Having been reported out of the Committee on Rules earlier today, HOUSE RESOLUTION 1261 was taken up for consideration.

Representative Nekritz moved the adoption of the resolution.

The motion prevailed and the Resolution was adopted.

### **AGREED RESOLUTIONS**

HOUSE RESOLUTIONS 1308, 1309, 1311, 1313, 1314, 1315 and 1316 were taken up for consideration.

Representative Currie moved the adoption of the agreed resolutions.

The motion prevailed and the Agreed Resolutions were adopted.

At the hour of 3:05 o'clock p.m., Representative Currie moved that the House stand adjourned SINE DIE.

STATE OF ILLINOIS  
NINETY-THIRD  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
QUORUM ROLL CALL FOR ATTENDANCE

January 11, 2005

0 YEAS

0 NAYS

117 PRESENT

|                    |               |                   |               |
|--------------------|---------------|-------------------|---------------|
| P Acevedo          | P Delgado     | P Kurtz           | P Pihos       |
| P Aguilar          | P Dugan       | P Lang            | P Poe         |
| P Bailey           | P Dunkin      | P Leitch          | P Pritchard   |
| P Bassi            | P Dunn        | P Lindner         | P Reitz       |
| P Beaubien         | P Eddy        | P Lyons, Eileen   | P Rita        |
| P Beiser           | P Feigenholtz | P Lyons, Joseph   | P Rose        |
| P Bellock          | P Flider      | P Mathias         | P Ryg         |
| P Berrios          | P Flowers     | P Mautino         | P Sacia       |
| P Biggins          | P Franks      | P May             | P Saviano     |
| P Black            | P Fritchey    | P McAuliffe       | P Schmitz     |
| P Boland           | P Froehlich   | P McCarthy        | P Scully      |
| P Bost             | P Giles       | P McGuire         | P Slone       |
| P Bradley, John    | P Gordon      | P McKeon          | P Smith       |
| P Bradley, Richard | P Graham      | P Mendoza         | P Sommer      |
| P Brady            | P Granberg    | P Meyer           | P Soto        |
| P Brauer           | P Grunloh     | P Miller          | P Stephens    |
| P Brosnahan        | P Hamos       | P Millner         | P Sullivan    |
| P Burke            | P Hannig      | P Mitchell, Bill  | P Tenhouse    |
| P Chapa LaVia      | P Hassert     | P Mitchell, Jerry | P Turner      |
| P Churchill        | P Hoffman     | P Moffitt         | P Verschoore  |
| P Collins          | P Holbrook    | P Molaro          | P Wait        |
| P Colvin           | P Howard      | P Morrow          | P Washington  |
| P Coulson          | P Hultgren    | P Mulligan        | P Watson      |
| P Cross            | P Jakobsson   | P Munson          | P Winters     |
| P Cultra           | P Jefferson   | P Myers           | P Yarbrough   |
| P Currie           | P Jones       | P Nekritz         | P Younge      |
| P D'Amico          | P Joyce       | P Osmond          | P Mr. Speaker |
| P Daniels          | P Kelly       | P Osterman        |               |
| P Davis, Monique   | P Kosel       | P Parke           |               |
| P Davis, William   | P Krause      | P Phelps          |               |

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-THIRD  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 HOUSE BILL 757  
 EDUCATION-TECH  
 MOTION TO CONCUR IN SENATE AMENDMENTS NO. 2,3&4  
 CONCURRED

January 11, 2005

116 YEAS

1 NAYS

0 PRESENT

|                    |               |                   |               |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo          | Y Delgado     | Y Kurtz           | Y Pihos       |
| Y Aguilar          | Y Dugan       | Y Lang            | Y Poe         |
| Y Bailey           | Y Dunkin      | Y Leitch          | Y Pritchard   |
| Y Bassi            | Y Dunn        | Y Lindner         | Y Reitz       |
| Y Beaubien         | Y Eddy        | Y Lyons, Eileen   | Y Rita        |
| Y Beiser           | Y Feigenholtz | Y Lyons, Joseph   | Y Rose        |
| Y Bellock          | Y Flider      | Y Mathias         | Y Ryg         |
| Y Berrios          | Y Flowers     | Y Mautino         | Y Sacia       |
| Y Biggins          | Y Franks      | Y May             | Y Saviano     |
| Y Black            | Y Fritchey    | Y McAuliffe       | Y Schmitz     |
| Y Boland           | Y Froehlich   | Y McCarthy        | Y Scully      |
| Y Bost             | Y Giles       | Y McGuire         | Y Slone       |
| Y Bradley, John    | Y Gordon      | Y McKeon          | Y Smith       |
| Y Bradley, Richard | Y Graham      | Y Mendoza         | Y Sommer      |
| Y Brady            | Y Granberg    | Y Meyer           | Y Soto        |
| Y Brauer           | Y Grunloh     | Y Miller          | Y Stephens    |
| Y Brosnahan        | Y Hamos       | Y Millner         | Y Sullivan    |
| Y Burke            | Y Hannig      | Y Mitchell, Bill  | Y Tenhouse    |
| Y Chapa LaVia      | Y Hassert     | Y Mitchell, Jerry | Y Turner      |
| Y Churchill        | Y Hoffman     | Y Moffitt         | Y Verschoore  |
| Y Collins          | Y Holbrook    | Y Molaro          | Y Wait        |
| Y Colvin           | Y Howard      | Y Morrow          | Y Washington  |
| Y Coulson          | Y Hultgren    | Y Mulligan        | Y Watson      |
| Y Cross            | Y Jakobsson   | Y Munson          | Y Winters     |
| N Cultra           | Y Jefferson   | Y Myers           | Y Yarbrough   |
| Y Currie           | Y Jones       | Y Nekritz         | Y Younge      |
| Y D'Amico          | Y Joyce       | Y Osmond          | Y Mr. Speaker |
| Y Daniels          | Y Kelly       | Y Osterman        |               |
| Y Davis, Monique   | Y Kosel       | Y Parke           |               |
| Y Davis, William   | Y Krause      | Y Phelps          |               |

E - Denotes Excused Absence

STATE OF ILLINOIS  
NINETY-THIRD  
GENERAL ASSEMBLY  
HOUSE ROLL CALL  
SENATE BILL 3188  
DCEO-TECH  
MOTION TO ACCEPT AMENDATORY VETO  
PREVAILED

January 11, 2005

116 YEAS

0 NAYS

1 PRESENT

|                    |               |                   |               |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo          | Y Delgado     | Y Kurtz           | Y Pihos       |
| Y Aguilar          | Y Dugan       | Y Lang            | Y Poe         |
| Y Bailey           | Y Dunkin      | Y Leitch          | Y Pritchard   |
| Y Bassi            | Y Dunn        | Y Lindner         | Y Reitz       |
| Y Beaubien         | Y Eddy        | Y Lyons, Eileen   | Y Rita        |
| Y Beiser           | Y Feigenholtz | Y Lyons, Joseph   | Y Rose        |
| Y Bellock          | P Flider      | Y Mathias         | Y Ryg         |
| Y Berrios          | Y Flowers     | Y Mautino         | Y Sacia       |
| Y Biggins          | Y Franks      | Y May             | Y Saviano     |
| Y Black            | Y Fritchey    | Y McAuliffe       | Y Schmitz     |
| Y Boland           | Y Froehlich   | Y McCarthy        | Y Scully      |
| Y Bost             | Y Giles       | Y McGuire         | Y Slone       |
| Y Bradley, John    | Y Gordon      | Y McKeon          | Y Smith       |
| Y Bradley, Richard | Y Graham      | Y Mendoza         | Y Sommer      |
| Y Brady            | Y Granberg    | Y Meyer           | Y Soto        |
| Y Brauer           | Y Grunloh     | Y Miller          | Y Stephens    |
| Y Brosnahan        | Y Hamos       | Y Millner         | Y Sullivan    |
| Y Burke            | Y Hannig      | Y Mitchell, Bill  | Y Tenhouse    |
| Y Chapa LaVia      | Y Hassert     | Y Mitchell, Jerry | Y Turner      |
| Y Churchill        | Y Hoffman     | Y Moffitt         | Y Verschoore  |
| Y Collins          | Y Holbrook    | Y Molaro          | Y Wait        |
| Y Colvin           | Y Howard      | Y Morrow          | Y Washington  |
| Y Coulson          | Y Hultgren    | Y Mulligan        | Y Watson      |
| Y Cross            | Y Jakobsson   | Y Munson          | Y Winters     |
| Y Cultra           | Y Jefferson   | Y Myers           | Y Yarbrough   |
| Y Currie           | Y Jones       | Y Nekritz         | Y Younge      |
| Y D'Amico          | Y Joyce       | Y Osmond          | Y Mr. Speaker |
| Y Daniels          | Y Kelly       | Y Osterman        |               |
| Y Davis, Monique   | Y Kosel       | Y Parke           |               |
| Y Davis, William   | Y Krause      | Y Phelps          |               |

E - Denotes Excused Absence



STATE OF ILLINOIS  
 NINETY-THIRD  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 SENATE BILL 3186  
 HUMAN RTS-NATL ORIGIN-LANGUAGE  
 ADOPT 1ST CONFERENCE COMMITTEE REPORT  
 ADOPTED

January 11, 2005

65 YEAS

51 NAYS

1 PRESENT

|                    |               |                   |               |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo          | Y Delgado     | Y Kurtz           | Y Pihos       |
| P Aguilar          | N Dugan       | Y Lang            | N Poe         |
| Y Bailey           | Y Dunkin      | N Leitch          | N Pritchard   |
| Y Bassi            | Y Dunn        | Y Lindner         | N Reitz       |
| Y Beaubien         | N Eddy        | N Lyons, Eileen   | Y Rita        |
| N Beiser           | Y Feigenholtz | Y Lyons, Joseph   | N Rose        |
| N Bellock          | N Flider      | Y Mathias         | Y Ryg         |
| Y Berrios          | Y Flowers     | N Mautino         | N Sacia       |
| N Biggins          | Y Franks      | Y May             | Y Saviano     |
| N Black            | Y Fritchey    | Y McAuliffe       | N Schmitz     |
| Y Boland           | N Froehlich   | N McCarthy        | Y Scully      |
| N Bost             | Y Giles       | Y McGuire         | Y Slone       |
| N Bradley, John    | N Gordon      | Y McKeon          | Y Smith       |
| Y Bradley, Richard | Y Graham      | Y Mendoza         | N Sommer      |
| N Brady            | Y Granberg    | N Meyer           | Y Soto        |
| N Brauer           | N Grunloh     | Y Miller          | N Stephens    |
| Y Brosnahan        | Y Hamos       | N Millner         | N Sullivan    |
| Y Burke            | N Hannig      | N Mitchell, Bill  | N Tenhouse    |
| Y Chapa LaVia      | N Hassert     | N Mitchell, Jerry | Y Turner      |
| N Churchill        | Y Hoffman     | N Moffitt         | Y Verschoore  |
| Y Collins          | N Holbrook    | Y Molaro          | N Wait        |
| Y Colvin           | Y Howard      | Y Morrow          | Y Washington  |
| Y Coulson          | N Hultgren    | Y Mulligan        | N Watson      |
| N Cross            | Y Jakobsson   | N Munson          | N Winters     |
| N Cultra           | Y Jefferson   | N Myers           | Y Yarbrough   |
| Y Currie           | Y Jones       | Y Nekritz         | Y Younge      |
| N D'Amico          | Y Joyce       | N Osmond          | Y Mr. Speaker |
| N Daniels          | Y Kelly       | Y Osterman        |               |
| Y Davis, Monique   | N Kosel       | N Parke           |               |
| Y Davis, William   | Y Krause      | N Phelps          |               |

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-THIRD  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 HOUSE BILL 949  
 SUPREME COURT POWERS-TECH  
 MOTION TO CONCUR IN SENATE AMENDMENT NO. 1  
 CONCURRED

January 11, 2005

66 YEAS

51 NAYS

0 PRESENT

|                    |               |                   |               |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo          | Y Delgado     | N Kurtz           | N Pihos       |
| N Aguilar          | Y Dugan       | Y Lang            | N Poe         |
| Y Bailey           | Y Dunkin      | N Leitch          | N Pritchard   |
| N Bassi            | N Dunn        | N Lindner         | Y Reitz       |
| N Beaubien         | N Eddy        | N Lyons, Eileen   | Y Rita        |
| Y Beiser           | Y Feigenholtz | Y Lyons, Joseph   | N Rose        |
| N Bellock          | Y Flider      | N Mathias         | Y Ryg         |
| Y Berrios          | Y Flowers     | Y Mautino         | N Sacia       |
| N Biggins          | Y Franks      | Y May             | N Saviano     |
| N Black            | Y Fritchey    | N McAuliffe       | N Schmitz     |
| Y Boland           | N Froehlich   | Y McCarthy        | Y Scully      |
| N Bost             | Y Giles       | Y McGuire         | Y Slone       |
| Y Bradley, John    | Y Gordon      | Y McKeon          | Y Smith       |
| Y Bradley, Richard | Y Graham      | Y Mendoza         | N Sommer      |
| N Brady            | Y Granberg    | N Meyer           | Y Soto        |
| N Brauer           | Y Grunloh     | Y Miller          | N Stephens    |
| Y Brosnahan        | Y Hamos       | N Millner         | N Sullivan    |
| Y Burke            | Y Hannig      | N Mitchell, Bill  | N Tenhouse    |
| Y Chapa LaVia      | N Hassert     | N Mitchell, Jerry | Y Turner      |
| N Churchill        | Y Hoffman     | N Moffitt         | Y Verschoore  |
| Y Collins          | Y Holbrook    | Y Molaro          | N Wait        |
| Y Colvin           | Y Howard      | Y Morrow          | Y Washington  |
| N Coulson          | N Hultgren    | N Mulligan        | N Watson      |
| N Cross            | Y Jakobsson   | N Munson          | N Winters     |
| N Cultra           | Y Jefferson   | N Myers           | Y Yarbrough   |
| Y Currie           | Y Jones       | Y Nekritz         | Y Younge      |
| Y D'Amico          | Y Joyce       | N Osmond          | Y Mr. Speaker |
| N Daniels          | Y Kelly       | Y Osterman        |               |
| Y Davis, Monique   | N Kosel       | N Parke           |               |
| Y Davis, William   | N Krause      | Y Phelps          |               |

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-THIRD  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 HOUSE BILL 1000  
 DPT PROF REG-SHORT TITLE-TECH  
 MOTION TO CONCUR IN SENATE AMENDMENT NO. 1  
 CONCURRED

January 11, 2005

61 YEAS

56 NAYS

0 PRESENT

|                    |               |                   |               |
|--------------------|---------------|-------------------|---------------|
| N Acevedo          | N Delgado     | N Kurtz           | N Pihos       |
| Y Aguilar          | N Dugan       | Y Lang            | Y Poe         |
| Y Bailey           | N Dunkin      | Y Leitch          | Y Pritchard   |
| Y Bassi            | Y Dunn        | N Lindner         | Y Reitz       |
| Y Beaubien         | Y Eddy        | N Lyons, Eileen   | Y Rita        |
| Y Beiser           | N Feigenholtz | N Lyons, Joseph   | Y Rose        |
| N Bellock          | N Flider      | N Mathias         | N Ryg         |
| N Berrios          | Y Flowers     | Y Mautino         | N Sacia       |
| Y Biggins          | N Franks      | N May             | Y Saviano     |
| Y Black            | N Fritchey    | N McAuliffe       | N Schmitz     |
| N Boland           | N Froehlich   | N McCarthy        | N Scully      |
| Y Bost             | N Giles       | Y McGuire         | N Slone       |
| Y Bradley, John    | Y Gordon      | N McKeon          | N Smith       |
| N Bradley, Richard | Y Graham      | N Mendoza         | Y Sommer      |
| Y Brady            | Y Granberg    | Y Meyer           | N Soto        |
| Y Brauer           | Y Grunloh     | N Miller          | Y Stephens    |
| N Brosnahan        | N Hamos       | N Millner         | Y Sullivan    |
| Y Burke            | Y Hannig      | Y Mitchell, Bill  | Y Tenhouse    |
| N Chapa LaVia      | Y Hassert     | Y Mitchell, Jerry | N Turner      |
| Y Churchill        | Y Hoffman     | N Moffitt         | Y Verschoore  |
| Y Collins          | Y Holbrook    | Y Molaro          | Y Wait        |
| N Colvin           | N Howard      | Y Morrow          | N Washington  |
| N Coulson          | N Hultgren    | N Mulligan        | Y Watson      |
| Y Cross            | Y Jakobsson   | N Munson          | Y Winters     |
| Y Cultra           | N Jefferson   | Y Myers           | N Yarbrough   |
| N Currie           | Y Jones       | N Nekritz         | Y Younge      |
| N D'Amico          | N Joyce       | Y Osmond          | Y Mr. Speaker |
| Y Daniels          | N Kelly       | N Osterman        |               |
| Y Davis, Monique   | Y Kosel       | Y Parke           |               |
| N Davis, William   | N Krause      | Y Phelps          |               |

E - Denotes Excused Absence

STATE OF ILLINOIS  
 NINETY-THIRD  
 GENERAL ASSEMBLY  
 HOUSE ROLL CALL  
 HOUSE BILL 756  
 EDUCATION-TECH  
 MOTION TO CONCUR IN SENATE AMENDMENTS NO. 1&2  
 CONCURRED

January 11, 2005

| 105 YEAS           | 10 NAYS       | 0 PRESENT         |               |
|--------------------|---------------|-------------------|---------------|
| Y Acevedo          | Y Delgado     | A Kurtz           | Y Pihos       |
| Y Aguilar          | Y Dugan       | Y Lang            | Y Poe         |
| Y Bailey           | Y Dunkin      | Y Leitch          | Y Pritchard   |
| Y Bassi            | N Dunn        | Y Lindner         | Y Reitz       |
| Y Beaubien         | Y Eddy        | N Lyons, Eileen   | Y Rita        |
| Y Beiser           | Y Feigenholtz | Y Lyons, Joseph   | Y Rose        |
| N Bellock          | Y Flider      | Y Mathias         | Y Ryg         |
| Y Berrios          | Y Flowers     | Y Mautino         | Y Sacia       |
| Y Biggins          | Y Franks      | Y May             | Y Saviano     |
| N Black            | Y Fritchey    | Y McAuliffe       | Y Schmitz     |
| Y Boland           | A Froehlich   | Y McCarthy        | Y Scully      |
| N Bost             | Y Giles       | Y McGuire         | Y Slone       |
| Y Bradley, John    | Y Gordon      | Y McKeon          | Y Smith       |
| Y Bradley, Richard | Y Graham      | Y Mendoza         | N Sommer      |
| Y Brady            | Y Granberg    | Y Meyer           | Y Soto        |
| Y Brauer           | Y Grunloh     | Y Miller          | N Stephens    |
| Y Brosnahan        | Y Hamos       | Y Millner         | Y Sullivan    |
| Y Burke            | Y Hannig      | Y Mitchell, Bill  | N Tenhouse    |
| Y Chapa LaVia      | Y Hassert     | Y Mitchell, Jerry | Y Turner      |
| N Churchill        | Y Hoffman     | Y Moffitt         | Y Verschoore  |
| Y Collins          | Y Holbrook    | Y Molaro          | Y Wait        |
| Y Colvin           | Y Howard      | Y Morrow          | Y Washington  |
| Y Coulson          | Y Hultgren    | Y Mulligan        | Y Watson      |
| Y Cross            | Y Jakobsson   | Y Munson          | Y Winters     |
| N Cultra           | Y Jefferson   | Y Myers           | Y Yarbrough   |
| Y Currie           | Y Jones       | Y Nekritz         | Y Younge      |
| Y D'Amico          | Y Joyce       | Y Osmond          | Y Mr. Speaker |
| Y Daniels          | Y Kelly       | Y Osterman        |               |
| Y Davis, Monique   | Y Kosel       | Y Parke           |               |
| Y Davis, William   | Y Krause      | Y Phelps          |               |

E - Denotes Excused Absence