

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-FOURTH GENERAL ASSEMBLY

43RD LEGISLATIVE DAY

REGULAR & PERFUNCTORY SESSION

WEDNESDAY, APRIL 27, 2005

12:10 O'CLOCK P.M.

**HOUSE OF REPRESENTATIVES
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43rd Legislative Day**

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The House met pursuant to adjournment.

Representative Lyons in the chair.

Prayer by Pastor David Gaddini, with Fellowship of Faith Lutheran Church in McHenry, IL.

Representative Graham 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:
115 present. (ROLL CALL 1)

By unanimous consent, Representatives Black, Collins and McKeon were excused from attendance.

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Dunkin replaced Representative Kelly in the Committee on Housing and Urban Development on April 26, 2005.

Representative Rita replaced Representative McKeon in the Committee on Housing and Urban Development on April 26, 2005.

Representative Lindner replaced Representative Tryon in the Committee on Consumer Protection on April 26, 2005.

Representative Osterman replaced Representative Feigenholtz in the Committee on Insurance on April 26, 2005.

Representative Watson replaced Representative Black in the Committee on Transportation and Motor Vehicles on April 26, 2005.

Representative Saviano replaced Representative Black in the Committee on Rules on April 27, 2005.

Representative Schmitz replaced Representative Black in the Committee on Rules on April 27, 2005.

Representative Lyons replaced Representative Turner in the Committee on Rules on April 27, 2005.

REPORTS FROM THE COMMITTEE ON RULES

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on April 27, 2005, reported the same back with the following recommendations:

LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:

Aging: SENATE BILLS 159 and 1665.

Agriculture & Conservation: SENATE BILLS 123, 413, 1726 and 1962.

Consumer Protection: SENATE BILLS 501 and 1739.

Elementary & Secondary Education: SENATE BILLS 10, 162, 574, 575, 767, 768, 1931 and 1972.

Environment & Energy: SENATE BILLS 250, 1787 and 2040.

Executive: SENATE BILLS 16, 245, 272, 316, 320, 429, 530, 558, 565, 569, 581, 610, 612, 661, 662, 676, 716, 766, 840, 850, 853, 1208, 1435, 1445, 1449, 1505, 1623, 1624, 1647, 1661, 1676, 1682, 1683, 1684, 1693, 1712, 1714, 1715, 1727, 1753, 1825, 1842, 1874, 1883, 1909, 1911, 1914 and 1964.

Human Services: SENATE BILLS 568, 1461 and 1986.

International Trade & Commerce: SENATE BILLS 323 and 1723.

Judiciary I - Civil Law: SENATE BILLS 764, 1893, 1907 and 1915.

Judiciary II - Criminal Law: SENATE BILLS 554, 1210, 1230, 1234, 1884 and 1943.

Labor: SENATE BILL 1752.

Local Government: SENATE BILLS 169, 299, 318, 613, 1443, 1444 and 1910.

Personnel and Pensions: SENATE BILL 253.

Registration and Regulation: SENATE BILLS 1821 and 2012.

Revenue: SENATE BILLS 556, 557, 1233, 1675 and 2053.
 State Government Administration: SENATE BILLS 248, 1296, 1770, 1771 and 2043.
 Transportation and Motor Vehicles: SENATE BILLS 193, 229, 301, 302 and 1235.
 Developmental Disabilities and Mental Illness: SENATE BILL 1983.

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

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

Y Currie(D), Chairperson	Y Schmitz(R) (replacing Black)
Y Hannig(D)	Y Hassert(R)
A Lyons, J.(D) (replacing Turner)	

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on April 27, 2005 (A), reported the same back with the following recommendations:

LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:

Elementary & Secondary Education: SENATE BILLS 1465 and 1638.
 Executive: SENATE BILLS 500, 564, 599, 1494, 1503 and 2054.
 Housing and Urban Development: SENATE BILL 966.
 Human Services: SENATE BILLS 1466 and 1680.
 Judiciary I - Civil Law: SENATE BILLS 658 and 1681.
 Judiciary II - Criminal Law: SENATE BILLS 1495, 1509, 1669 and 1670.
 Local Government: SENATE BILL 834.
 State Government Administration: SENATE BILLS 780, 1120 and 1654.

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

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

Y Currie(D), Chairperson	Y Saviano(R) (replacing Black)
Y Hannig(D)	Y Hassert(R)
Y Turner(D)	

REPORTS FROM STANDING COMMITTEES

Representative Yarbrough, Chairperson, from the Committee on Housing and Urban Development to which the following were referred, action taken on April 26, 2005, and reported the same back with the following recommendations:

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: SENATE BILL 75.

The committee roll call vote on Senate Bill 75 is as follows:

10, Yeas; 3, Nays; 2, Answering Present.

Y Yarbrough, Karen(D), Chairperson	P Bassi, Suzanne(R)
N Biggins, Bob(R)	Y Froehlich, Paul(R)
Y Graham, Deborah(D)	Y Hamos, Julie(D)
Y Dunkin, Ken(D) (replacing Kelly)	N Leitch, David(R), Republican Spokesperson
Y Rita, Robert(D) (replacing McKeon)	Y Nekritz, Elaine(D)
Y Patterson, Milton(D)	Y Pihos, Sandra(R)
A Poe, Raymond(R)	P Ryg, Kathleen(D)
N Schmitz, Timothy(R)	Y Younge, Wyvetter(D)

Representative Colvin, Chairperson, from the Committee on Consumer Protection to which the following were referred, action taken on April 26, 2005, and reported the same back with the following recommendations:

That the bills be reported “do pass” and be placed on the order of Second Reading-- Short Debate: SENATE BILL 526 and 1892.

The committee roll call vote on Senate Bill 526 is as follows:

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

- | | |
|---------------------------------|---|
| Y Colvin,Marlow(D), Chairperson | Y Gordon,Careen(D), Vice-Chairperson |
| Y Bost,Mike(R) | Y Brady,Dan(R), Republican Spokesperson |
| Y Chapa LaVia,Linda(D) | Y Mendoza,Susana(D) |
| Y Millner,John(R) | Y Parke,Terry(R) |
| Y Rita,Robert(D) | Y Scully,George(D) |
| A Tenhouse,Art(R) | Y Lindner,Patricia(R) (replacing Tryon) |
| A Washington,Eddie(D) | |

The committee roll call vote on Senate Bill 1892 is as follows:

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

- | | |
|---------------------------------|---|
| Y Colvin,Marlow(D), Chairperson | Y Gordon,Careen(D), Vice-Chairperson |
| Y Bost,Mike(R) | Y Brady,Dan(R), Republican Spokesperson |
| Y Chapa LaVia,Linda(D) | Y Mendoza,Susana(D) |
| Y Millner,John(R) | Y Parke,Terry(R) |
| Y Rita,Robert(D) | Y Scully,George(D) |
| A Tenhouse,Art(R) | Y Lindner,Patricia(R)(replacing Tryon) |
| A Washington,Eddie(D) | |

Representative Boland, Chairperson, from the Committee on Financial Institutions to which the following were referred, action taken on April 26, 2005, and reported the same back with the following recommendations:

That the bill be reported “do pass” and be placed on the order of Second Reading-- Short Debate: SENATE BILL 173.

The committee roll call vote on Senate Bill 173 is as follows:

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

- | | |
|-------------------------------|---|
| Y Boland,Mike(D), Chairperson | Y Acevedo,Edward(D) |
| Y Bellock,Patricia(R) | Y Bradley,Richard(D) |
| Y Brauer,Rich(R) | Y Burke,Daniel(D), Vice-Chairperson |
| Y Coulson,Elizabeth(R) | Y Cultra,Shane(R) |
| Y Davis,Monique(D) | Y Dunkin,Kenneth(D) |
| Y Dunn,Joe(R) | Y Fritchey,John(D) |
| Y Giles,Calvin(D) | Y Holbrook,Thomas(D) |
| Y Hultgren,Randall(R) | Y Jenisch,Roger(R) |
| A Jones,Lovana(D) | Y Lyons,Joseph(D) |
| Y Mautino,Frank(D) | Y McAuliffe,Michael(R) |
| Y McCarthy,Kevin(D) | Y Mitchell,Bill(R), Republican Spokesperson |
| Y Munson,Ruth(R) | A Osterman,Harry(D) |
| Y Reis,David(R) | Y Reitz,Dan(D) |
| Y Rose,Chapin(R) | A Schock,Aaron(R) |
| A Smith,Michael(D) | Y Watson,Jim(R) |

Representative Flowers, Chairperson, from the Committee on Health Care Availability and Access to which the following were referred, action taken on April 26, 2005, and reported the same back with the following recommendations:

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate:
SENATE BILL 12.

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

Y Flowers,Mary(D), Chairperson	A Bailey,Patricia(D), Vice-Chairperson
Y Chavez,Michelle(D)	Y Dugan,Lisa(D)
Y Howard,Constance(D)	Y Krause,Carolyn(R)
A Mathias,Sidney(R)	Y May,Karen(D)
Y Mulligan,Rosemary(R)	Y Osmond,JoAnn(R), Republican Spokesperson
Y Sommer,Keith(R)	

Representative Jefferson, Chairperson, from the Committee on Elections & Campaign Reform to which the following were referred, action taken on April 26, 2005, and reported the same back with the following recommendations:

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate:
SENATE BILL 1637.

The committee roll call vote on Senate Bill 1637 is as follows:
5, Yeas; 0, Nays; 0, Answering Present.

Y Jefferson,Charles(D), Chairperson	Y D'Amico,John(D), Vice-Chairperson
Y Beiser,Daniel(D)	Y Flider,Robert(D)
Y Myers,Richard(R)	A Wait,Ronald(R)
A Winters,Dave(R), Republican Spokesperson	

Representative Granberg, Chairperson, from the Committee on Agriculture & Conservation to which the following were referred, action taken on April 26, 2005, and reported the same back with the following recommendations:

That the bills be reported "do pass" and be placed on the order of Second Reading-- Short Debate:
SENATE BILLS 214, 2103 and 2104.

The committee roll call vote on Senate Bill 2103 is as follows:
12, Yeas; 0, Nays; 0, Answering Present.

Y Granberg,Kurt(D), Chairperson	Y Boland,Mike(D)
Y Cultra,Shane(R)	Y Dugan,Lisa(D)
Y Flider,Robert(D)	A McGuire,Jack(D)
Y Moffitt,Donald(R), Republican Spokesperson	Y Myers,Richard(R)
Y Phelps,Brandon(D), Vice-Chairperson	Y Pritchard,Robert(R)
Y Reis,David(R)	A Reitz,Dan(D)
Y Sacia,Jim(R)	A Sommer,Keith(R)
Y Verschoore,Patrick(D)	

The committee roll call vote on Senate Bills 214 and 2104 is as follows:
13, Yeas; 0, Nays; 0, Answering Present.

Y Granberg,Kurt(D), Chairperson	Y Boland,Mike(D)
Y Cultra,Shane(R)	Y Dugan,Lisa(D)
Y Flider,Robert(D)	A McGuire,Jack(D)
Y Moffitt,Donald(R), Republican Spokesperson	Y Myers,Richard(R)
Y Phelps,Brandon(D), Vice-Chairperson	Y Pritchard,Robert(R)
Y Reis,David(R)	Y Reitz,Dan(D)
Y Sacia,Jim(R)	A Sommer,Keith(R)
Y Verschoore,Patrick(D)	

Representative Mautino, Chairperson, from the Committee on Insurance to which the following were referred, action taken on April 26, 2005, and reported the same back with the following recommendations:

That the bill be reported "do pass" and be placed on the order of Second Reading-- Short Debate: SENATE BILL 521.

The committee roll call vote on Senate Bill 521 is as follows:

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

Y Mautino, Frank(D), Chairperson	Y Berrios, Maria(D)
Y Bradley, Richard(D)	Y Brady, Dan(R)
Y Colvin, Marlow(D)	Y Dunkin, Kenneth(D)
A Dunn, Joe(R)	Y Osterman, Harry(D) (replacing Feigenholtz)
Y Jenisch, Roger(R)	Y Lang, Lou(D)
Y Mitchell, Bill(R)	Y Munson, Ruth(R)
Y Osmond, JoAnn(R)	Y Parke, Terry(R), Republican Spokesperson
Y Rita, Robert(D)	Y Rose, Chapin(R)
Y Yarbrough, Karen(D), Vice-Chairperson	

Representative Feigenholtz, Chairperson, from the Committee on Adoption Reform to which the following were referred, action taken on April 26, 2005, and reported the same back with the following recommendations:

That the bills be reported "do pass" and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 511, 1458 and 1469.

The committee roll call vote on Senate Bills 511, 1458 and 1469 is as follows:

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

Y Feigenholtz, Sara(D), Chairperson	Y Chapa LaVia, Linda(D)
Y Jakobsson, Naomi(D)	A Lang, Lou(D)
Y Lindner, Patricia(R), Republican Spokesperson	Y Mathias, Sidney(R)
Y Sommer, Keith(R)	

Representative Hoffman, Chairperson, from the Committee on Transportation and Motor Vehicles to which the following were referred, action taken on April 26, 2005, and reported the same back with the following recommendations:

That the bills be reported "do pass" and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 54, 459, 509 and 1649.

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: SENATE BILL 127.

That the bill be reported "do pass" and be placed on the order of Second Reading-- Standard Debate: SENATE BILL 210.

That the resolution be reported "recommends be adopted" and be placed on the House Calendar: HOUSE RESOLUTION 175.

The committee roll call vote on House Resolution 175 and Senate Bill 1649 is as follows:

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

Y Hoffman, Jay(D), Chairperson	Y Beiser, Daniel(D)
Y Watson, Jim(R) (replacing Black)	Y Bost, Mike(R)
Y Brauer, Rich(R)	A Brosnahan, James(D)
Y D'Amico, John(D)	A Fritchey, John(D)
Y Froehlich, Paul(R)	Y Graham, Deborah(D)
Y Joyce, Kevin(D)	Y Lyons, Joseph(D)
Y Mathias, Sidney(R)	Y McAuliffe, Michael(R)
Y McCarthy, Kevin(D)	Y Mendoza, Susana(D)
Y Miller, David(D), Vice-Chairperson	Y Millner, John(R)
Y Molaro, Robert(D)	Y Nekritz, Elaine(D)
Y Poe, Raymond(R)	Y Soto, Cynthia(D)

A Stephens,Ron(R)	Y Tenhouse,Art(R)
Y Tryon,Michael(R)	Y Wait,Ronald(R), Republican Spokesperson
A Washington,Eddie(D)	

The committee roll call vote on Senate Bills 54, 127 and 459 is as follows:
21, Yeas; 0, Nays; 0, Answering Present.

Y Hoffman,Jay(D), Chairperson	Y Beiser,Daniel(D)
Y Watson,Jim(R) (replacing Black)	Y Bost,Mike(R)
Y Brauer,Rich(R)	A Brosnahan,James(D)
Y D'Amico,John(D)	A Fritchey,John(D)
Y Froehlich,Paul(R)	Y Graham,Deborah(D)
Y Joyce,Kevin(D)	Y Lyons,Joseph(D)
Y Mathias,Sidney(R)	Y McAuliffe,Michael(R)
Y McCarthy,Kevin(D)	Y Mendoza,Susana(D)
Y Miller,David(D), Vice-Chairperson	Y Millner,John(R)
A Molaro,Robert(D)	Y Nekritz,Elaine(D)
Y Poe,Raymond(R)	Y Soto,Cynthia(D)
A Stephens,Ron(R)	Y Tenhouse,Art(R)
Y Tryon,Michael(R)	A Wait,Ronald(R), Republican Spokesperson
A Washington,Eddie(D)	

The committee roll call vote on Senate Bill 210 is as follows:
15, Yeas; 1, Nay; 1, Answering Present.

A Hoffman,Jay(D), Chairperson	Y Beiser,Daniel(D)
P Watson,Jim(R) (replacing Black)	N Bost,Mike(R)
A Brauer,Rich(R)	A Brosnahan,James(D)
Y D'Amico,John(D)	Y Fritchey,John(D)
Y Froehlich,Paul(R)	Y Graham,Deborah(D)
Y Joyce,Kevin(D)	Y Lyons,Joseph(D)
Y Mathias,Sidney(R)	Y McAuliffe,Michael(R)
Y McCarthy,Kevin(D)	Y Mendoza,Susana(D)
Y Miller,David(D), Vice-Chairperson	Y Millner,John(R)
A Molaro,Robert(D)	Y Nekritz,Elaine(D)
A Poe,Raymond(R)	Y Soto,Cynthia(D)
A Stephens,Ron(R)	A Tenhouse,Art(R)
A Tryon,Michael(R)	A Wait,Ronald(R), Republican Spokesperson
A Washington,Eddie(D)	

The committee roll call vote on Senate Bill 509 is as follows:
24, Yeas; 0, Nays; 0, Answering Present.

Y Hoffman,Jay(D), Chairperson	Y Beiser,Daniel(D)
Y Watson,Jim(R) (replacing Black)	Y Bost,Mike(R)
Y Brauer,Rich(R)	A Brosnahan,James(D)
Y D'Amico,John(D)	Y Fritchey,John(D)
Y Froehlich,Paul(R)	Y Graham,Deborah(D)
Y Joyce,Kevin(D)	Y Lyons,Joseph(D)
Y Mathias,Sidney(R)	Y McAuliffe,Michael(R)
Y McCarthy,Kevin(D)	Y Mendoza,Susana(D)
Y Miller,David(D), Vice-Chairperson	Y Millner,John(R)
Y Molaro,Robert(D)	Y Nekritz,Elaine(D)
Y Poe,Raymond(R)	Y Soto,Cynthia(D)
A Stephens,Ron(R)	Y Tenhouse,Art(R)
Y Tryon,Michael(R)	Y Wait,Ronald(R), Republican Spokesperson
A Washington,Eddie(D)	

AGREED RESOLUTIONS

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

HOUSE RESOLUTION 344

Offered by Representative Howard:
Congratulates Joan and Earl Sanders on the occasion of their 50th wedding anniversary.

HOUSE RESOLUTION 345

Offered by Representatives May, Nekritz Ryg and Hamos:
Congratulates Northern Suburban Special Education District Superintendent Dave Peterson on his retirement at the conclusion of the 2004-2005 school year.

HOUSE RESOLUTION 346

Offered by Representative Stephens:
Congratulates the City of Trenton on the occasion of its 150th anniversary.

HOUSE RESOLUTION 347

Offered by Representative Osterman:
Honors St. Augustine College at the El Puente Silver Anniversary Awards Gala.

HOUSE RESOLUTION 348

Offered by Representative Osterman:
Congratulates True Nature Foods on the occasion of the celebration of the expansion of its store.

HOUSE RESOLUTION 349

Offered by Representative D'Amico:
Mourns the death of Niles police officer Steven Zourkas.

HOUSE RESOLUTION 350

Offered by Representative Myers:
Congratulates Dr. Larry Mortier, Vice President for Advancement and Public Services at Western Illinois University, upon his retirement.

HOUSE JOINT RESOLUTION 51

Offered by Representative John Bradley:
Mourns the death of Mildred Yvonne Fitzgerrell of Sesser.

AGREED RESOLUTIONS

HOUSE RESOLUTIONS 344, 345, 346, 347, 348, 349 and 350 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 12:42 o'clock p.m., Representative Currie moved that the House do now adjourn until Thursday, April 28, 2005, at 1:00 o'clock p.m., allowing perfunctory time for the Clerk.

The motion prevailed.
And the House stood adjourned.

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

April 27, 2005

0 YEAS

0 NAYS

115 PRESENT

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

E - Denotes Excused Absence

43RD LEGISLATIVE DAY**Perfunctory Session****WEDNESDAY, APRIL 27, 2005**

At the hour of 11:42 o'clock a.m., the House convened perfunctory session.

SENATE BILLS ON FIRST READING

Having been reproduced, the following bills were taken up, read by title a first time and placed in the Committee on Rules: SENATE BILLS 193 (Graham), 229 (Graham), 853 (Joyce), 1230 (Graham), 1907 (Mathias) and 1915 (Feigenholtz).

At the hour of 11:44 o'clock a.m., the House Perfunctory Session adjourned.

At the hour of 12:49 o'clock p.m., the House reconvened perfunctory session.

SENATE BILLS ON FIRST READING

Having been reproduced, the following bills were taken up, read by title a first time and placed in the Committee on Rules: SENATE BILLS 58 (Osmond), 564 (Reitz), 599 (Reitz), 1466 (D'Amico), 1494 (Hultgren) and 2054 (McCarthy).

At the hour of 12:55 o'clock p.m., the House Perfunctory Session adjourned.