

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-FOURTH GENERAL ASSEMBLY

75TH LEGISLATIVE DAY

PERFUNCTORY SESSION

TUESDAY, JANUARY 10, 2006

4:08 O'CLOCK P.M.

**HOUSE OF REPRESENTATIVES
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75th Legislative Day**

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The House of Representatives met in Perfunctory Session pursuant to notice from the Speaker.

RESIGNATION AND APPOINTMENTS

January 6, 2006

Clerk of the House of Representatives
Attn: Mark Mahoney
Room 402
Capitol Building
Springfield, Illinois 62706

Dear Mr. Mahoney:

This office is forwarding herewith a copy of the Notice of Vacancy from the Representative Committee of the Republican Party of the 82nd Representative District, declaring the existence of a vacancy in the Office of Representative in the Ninety-Fourth General Assembly in the 82nd Representative District, as a result of the resignation of **Eileen Lyons**, effective January 5, 2006.

Also enclosed is the copy of the Certificate of Appointment by the Representative Committee of the Republican Party of the 82nd Representative District for **Jim Durkin, 4719 Grand Ave., Western Springs, Illinois 60558**, to fill the vacancy in the Office of Representative, in the Ninety-Fourth general Assembly for the 82nd Representative District, along with his Oath of Office.

Yours truly,
s/Jesse White
Secretary of State

OFFICE OF THE SECRETARY OF STATE
Jesse White – Secretary of State

NOTICE
Change in the Ninety-Fourth General Assembly
HOUSE OF REPRESENTATIVES

Appointment
Jim Durkin
4719 Grand Avenue
Western Springs, IL 60558
82nd Representative District
Appointed: January 6, 2006
Filed: January 6, 2006

Vacancy
Eileen Lyons
82nd Representative District
Resigned: January 5, 2006
Filed: January 6, 2006

January 6, 2006

Representative Committee of the)
Republican Party of the 82nd)
Representative District)
)
State of Illinois)
)

[January 10, 2006]

County of Cook)

WHEREAS, Representative Eileen Lyons, a member of the Republican Party, has resigned as Representative in the General Assembly for the Eighty-Second (82nd) Representative District;

WHEREAS, Representative Lyons' resignation was effective January 5, 2006;

NOW, THEREFORE, the Representative Committee of the Republican Party of the Eighty-Second (82nd) Representative District does hereby find and declare that the office of Representative in the General Assembly for the Eighty-Second (82nd) Representative District is vacant.

Signed: Anthony Peraica
Chairman

Dated: January 6, 2006

Attest: Kirk L Dillard
Secretary

CERTIFICATE OF REPRESENTATIVE COMMITTEE ORGANIZATION

82nd Representative District)
)
State of Illinois)
)
County of Cook)

This is to certify that, in accordance with 10 ILCS 5/8-5, the Representative Committee of the Republican Party of the 82nd Representative District met on January 6, 2006, in the Village of Western Springs, County of Cook, and organized by electing the following officers in conformity with the Election Laws of this State.

Chairman: s/Anthony Peraica
325 Scottswood Road
Riverside, IL 60546

Secretary: s/Kirk L. Dillard
501 Wedgewood Court
Hinsdale, IL 62521

Signed: Anthony Peraica
Chairman

Dated: January 6, 2006

Attest: Kirk L. Dillard
Secretary

**CERTIFICATE OF APPOINTMENT TO FILL VACANCY IN THE
OFFICE OF REPRESENTATIVE IN THE GENERAL ASSEMBLY
IN THE EIGHTY-SECOND REPRESENTATIVE DISTRICT**

Representative Committee of the)
Republican Party of the)
82nd Representative District)

State of Illinois)
Counties of Cook and Dupage)

WHEREAS, a vacancy has occurred in the office of Representative in the General Assembly in the 82nd Representative District of the State of Illinois by reason of the resignation of Eileen Lyons, a duly elected member of the Republican Party from the 82nd Representative District of the State of Illinois; and

WHEREAS, the Representative Committee of the Republican Party of the 82nd Representative District has met and voted to fill the vacancy in said office, as required by 10 ILCS 5/25-6;

NOW, THEREFORE, BE IT RESOLVED that the Representative Committee of the Republican Party of the 82nd Representative Committee hereby appoints Jim Durkin, of 4719 Grand Ave., Western Springs, Illinois, 60558, a member of the Republican Party, to the office of Representative in the General Assembly in the 82nd Representative District, effective January 6, 2006.

s/Anthony Peraica
Chairman

s/Kirk L. Dillard
Secretary

s/Richard Kwasneski
Member

Dated: January 6, 2006

Attest: s/Kirk L. Dillard
Secretary

OATH OF OFFICE

I, Jim Durkin, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Illinois, and that I will faithfully discharge the duties of the office of Illinois State Representative to the best of my ability.

Signed: Jim Durkin

Subscribed and Sworn to before me on this 6th day of January, 2006.
s/Dennis J. Porter

TEMPORARY COMMITTEE ASSIGNMENTS

Representative Joseph Lyons replaced Representative Hannig in the Committee on Rules for January 5, 2006.

Representative Lang replaced Representative Turner in the Committee on Rules for January 10, 2006.

[January 10, 2006]

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LETTERS OF TRANSMITTAL

January 10, 2006

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

Dear Clerk Mahoney:

Pursuant to House Rule 9(a), by this letter I am establishing that the House of Representatives will have **Perfunctory time** on **Tuesday, January 10, 2006**.

With kindest personal regards, I remain

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

January 5, 2006

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

Dear Clerk Mahoney:

Please be advised that I am extending the Final Action Deadline to March 3, 2006, for the following House Bills:

House Bills: 1295, 1577, 2414 and 2548.

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

With kindest personal regards, I remain.

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

REPORTS FROM THE COMMITTEE ON RULES

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on January 5, 2006, reported the same back with the following recommendations:

LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:

That the bill be reported "approved for consideration" and be placed on the order of Second Reading--Short Debate: HOUSE BILL 2414.

LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:

Agriculture & Conservation: HOUSE BILL 4238.
 Consumer Protection: HOUSE BILLS 4140, 4172, 4205 and 4296.
 Elementary & Secondary Education: HOUSE BILLS 1577, 4251, 4308 and 4310.
 Executive: HOUSE BILLS 1295 and 4192.
 Health Care Availability and Access: HOUSE BILLS 2548 and 4125.
 Human Services: HOUSE BILLS 4156, 4304 and 4306.
 Judiciary I - Civil Law: HOUSE BILLS 4188 and 4315.
 Judiciary II - Criminal Law: HOUSE BILLS 4108, 4141, 4142, 4179, 4222, 4297, 4298, 4300 and 4337.
 Local Government: HOUSE BILLS 4127 and 4333.
 State Government Administration: HOUSE BILLS 4137 and 4253.
 Transportation and Motor Vehicles: HOUSE BILL 4307.
 Veterans Affairs: HOUSE BILL 4187.

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

Y Currie, Barbara(D), Chairperson	A Black, William(R), Republican Spokesperson
Y Lyons, J(D) (replacing Hannig)	A Hassert, Brent(R)
Y Turner, Arthur(D)	

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on January 10, 2006, reported the same back with the following recommendations:

LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:

Agriculture & Conservation: HOUSE BILL 4213.
 Consumer Protection: HOUSE BILL 4350.
 Elections & Campaign Reform: HOUSE BILL 4173.
 Environment & Energy: HOUSE BILL 4363.
 Health Care Availability and Access: HOUSE BILL 4370.
 Human Services: HOUSE BILL 4135.
 Judiciary I - Civil Law: HOUSE BILL 4357.
 Judiciary II - Criminal Law: HOUSE BILLS 4193 and 4322.
 Local Government: HOUSE BILLS 4217 and 4359.
 Personnel and Pensions: HOUSE BILL 4317.
 Public Utilities: HOUSE BILL 4349.
 Transportation and Motor Vehicles: HOUSE BILL 4314.

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

Y Currie, Barbara(D), Chairperson	A Black, William(R), Republican Spokesperson
A Hannig, Gary(D)	Y Hassert, Brent(R)
Y Lang(D) (replacing Turner)	

INTRODUCTION AND FIRST READING OF BILLS

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

HOUSE BILL 4396. Introduced by Representative Wait, AN ACT concerning public health.

- HOUSE BILL 4397. Introduced by Representative Wait, AN ACT concerning State government.
- HOUSE BILL 4398. Introduced by Representative Wait, AN ACT concerning criminal law.
- HOUSE BILL 4399. Introduced by Representative Churchill, AN ACT concerning education.
- HOUSE BILL 4400. Introduced by Representative Churchill, AN ACT concerning transportation.
- HOUSE BILL 4401. Introduced by Representative Mautino, AN ACT concerning education.
- HOUSE BILL 4402. Introduced by Representative Mautino, AN ACT concerning regulation.
- HOUSE BILL 4403. Introduced by Representative Mautino, AN ACT concerning gaming.
- HOUSE BILL 4404. Introduced by Representative Flider , AN ACT concerning State government.
- HOUSE BILL 4405. Introduced by Representative Sullivan, AN ACT concerning local government.
- HOUSE BILL 4406. Introduced by Representative Jones, AN ACT concerning education.
- HOUSE BILL 4407. Introduced by Representative Granberg, AN ACT concerning transportation.
- HOUSE BILL 4408. Introduced by Representative Jakobsson, AN ACT concerning data security.
- HOUSE BILL 4409. Introduced by Representative Davis, Monique, AN ACT concerning education.
- HOUSE BILL 4410. Introduced by Representative Wait, AN ACT concerning local government.
- HOUSE BILL 4411. Introduced by Representative Daniels, AN ACT concerning transportation.
- HOUSE BILL 4412. Introduced by Representative Winters, AN ACT concerning procurement.
- HOUSE BILL 4413. Introduced by Representative Miller, AN ACT concerning regulation.
- HOUSE BILL 4414. Introduced by Representative Miller, AN ACT regarding schools.
- HOUSE BILL 4415. Introduced by Representative Osmond, AN ACT concerning criminal law.
- HOUSE BILL 4416. Introduced by Representative Reitz, AN ACT concerning revenue.
- HOUSE BILL 4417. Introduced by Representative Miller, AN ACT concerning motor fuel.
- HOUSE BILL 4418. Introduced by Representative Granberg, AN ACT concerning education.
- HOUSE BILL 4419. Introduced by Representative D'Amico, AN ACT concerning regulation.
- HOUSE BILL 4420. Introduced by Representative Chapa LaVia, AN ACT concerning criminal law.
- HOUSE BILL 4421. Introduced by Representative Chapa LaVia, AN ACT concerning education.
- HOUSE BILL 4422. Introduced by Representative Pihos, AN ACT concerning safety.
- HOUSE BILL 4423. Introduced by Representative Pihos, AN ACT concerning safety.
- HOUSE BILL 4424. Introduced by Representative Moffitt, AN ACT concerning safety.
- HOUSE BILL 4425. Introduced by Representative Tenhouse, AN ACT concerning business.

- HOUSE BILL 4426. Introduced by Representative Jakobsson, AN ACT concerning criminal law.
- HOUSE BILL 4427. Introduced by Representative Beiser, AN ACT concerning criminal law.
- HOUSE BILL 4428. Introduced by Representative Franks, AN ACT concerning business.
- HOUSE BILL 4429. Introduced by Representative Beiser, AN ACT concerning wildlife.
- HOUSE BILL 4430. Introduced by Representative Bellock, AN ACT concerning revenue.
- HOUSE BILL 4431. Introduced by Representative Bellock, AN ACT concerning revenue.
- HOUSE BILL 4432. Introduced by Representative Rose, AN ACT concerning public aid.
- HOUSE BILL 4433. Introduced by Representative Brady, AN ACT in relation to career offenders.
- HOUSE BILL 4434. Introduced by Representative Brady, AN ACT concerning criminal law.
- HOUSE BILL 4435. Introduced by Representative Brady, AN ACT concerning families.
- HOUSE BILL 4436. Introduced by Representative Holbrook, AN ACT concerning regulation.
- HOUSE BILL 4437. Introduced by Representative Lindner, AN ACT concerning local government.
- HOUSE BILL 4438. Introduced by Representative Ramey, AN ACT concerning criminal law.
- HOUSE BILL 4439. Introduced by Representative Brauer, AN ACT concerning civil law.
- HOUSE BILL 4440. Introduced by Representative Howard, AN ACT concerning health.
- HOUSE BILL 4441. Introduced by Representative Hannig, AN ACT making appropriations.
- HOUSE BILL 4442. Introduced by Representative Hannig, AN ACT concerning government.
- HOUSE BILL 4443. Introduced by Representative Franks, AN ACT concerning families.
- HOUSE BILL 4444. Introduced by Representative Burke , AN ACT concerning liquor.
- HOUSE BILL 4445. Introduced by Representative Patterson, AN ACT concerning State government.
- HOUSE BILL 4446. Introduced by Representative Patterson, AN ACT concerning criminal law.
- HOUSE BILL 4447. Introduced by Representative Patterson, AN ACT concerning insurance.
- HOUSE BILL 4448. Introduced by Representative Durkin, AN ACT concerning local government.
- HOUSE BILL 4449. Introduced by Representative Holbrook, AN ACT concerning consumer fraud.
- HOUSE BILL 4450. Introduced by Representative Krause, AN ACT concerning public aid.
- HOUSE BILL 4451. Introduced by Representative Beiser, AN ACT concerning litter control.
- HOUSE BILL 4452. Introduced by Representatives Hassert - Munson - Schock - Sullivan - Parke, Cross, McAuliffe and Pritchard, AN ACT concerning property tax.
- HOUSE BILL 4453. Introduced by Representative McKeon, AN ACT concerning State government.

HOUSE BILL 4454. Introduced by Representative Lang, AN ACT concerning health.

HOUSE BILL 4455. Introduced by Representative Ryg, AN ACT concerning energy efficiency.

HOUSE BILL 4456. Introduced by Representative Howard, AN ACT concerning health.

HOUSE BILL 4457. Introduced by Representative Joyce, AN ACT concerning regulation.

HOUSE BILL 4458. Introduced by Representative Joyce, AN ACT concerning regulation.

HOUSE BILL 4459. Introduced by Representative Moffitt, AN ACT concerning recreation.

HOUSE BILL 4460. Introduced by Representative Granberg, AN ACT concerning regulation.

HOUSE BILL 4461. Introduced by Representatives Osmond - Munson, AN ACT concerning state government.

RESOLUTIONS

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

HOUSE RESOLUTION 760

Offered by Representative Boland:

WHEREAS, Energy, environmental protection, and economic development are essential components for growth and an improved quality of life for all citizens of this nation; and

WHEREAS, E85 fuel, which is motor fuel made from a blend of 15% gasoline and 85% ethanol, is a renewable form of alternative transportation fuel that enhances agricultural profitability, advances environmental stewardship, and promotes national energy independence; and

WHEREAS, The use of E85 fuel helps reduce American dependence on foreign oil, and, because Ethanol is produced from crops grown in the United States, it can also help stabilize commodity prices; and because E85 is a viable, home-grown alternative to gasoline, E85 fuel provides competition, which is good for consumers; and

WHEREAS, E85 fuel has the highest oxygen content of any transportation fuel available today, making it burn cleaner than gasoline; fewer exhaust emissions result in reduced production of smog and a decline in respiratory illness associated with poor air quality; E85 fuel also reduces greenhouse gas emissions, such as carbon dioxide, the main contributor to global warming, as much as 39% to 46% compared to gasoline; and

WHEREAS, Flexible fuel vehicles are vehicles that are capable of operating on E85 fuel, and the use of these vehicles may be a major component in our nation's steps toward energy independence; accordingly, the United States Congress should encourage the use of these flexible fuel vehicles; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the Congress of the United States of America to pass legislation to provide federal income tax incentives for the purchase and use of flexible fuel vehicles; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the President pro tempore of the U.S. Senate, the Speaker of the U.S. House of Representatives, and each member of the Illinois congressional delegation.

HOUSE RESOLUTION 761

Offered by Representative Granberg:

WHEREAS, The Illinois High School Association uses a substantial amount of public funds; therefore,

be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the Auditor General is directed to conduct a financial audit of the Illinois High School Association; and be it further

RESOLVED, That the Auditor General shall report its findings to the House of Representatives no later than January 1, 2007; and be it further

RESOLVED, That copies of this resolution be delivered to the Auditor General and the Illinois High School Association.

HOUSE RESOLUTION 765

Offered by Representative Ryg:

WHEREAS, Character Matters in Lake County is a community organization dedicated to encouraging schools, businesses, and communities throughout Lake County to promote common ethical values, including caring, respect, fairness, honesty, trustworthiness, citizenship, and responsibility; and

WHEREAS, Character Matters in Lake County is engaged in educational and promotional activities to weave good character into the fabric of everyday life throughout Lake County; and

WHEREAS, Character Matters in Lake County was founded in 1999 by the College of Lake County, the Lake County Regional Office of Education, and a task force of over 30 community organizations; and

WHEREAS, Character Matters in Lake County has fostered cooperation among schools, communities, and businesses in order to surround young people with positive values and role models; the program has had a positive, lasting impact on children; and

WHEREAS, Students selected for the Excellence in Character award will be honored on May 4, 2006, at a county-wide ceremony; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that the month of May shall be recognized as Character Matters month throughout the State of Illinois; and be it further

RESOLVED, That we congratulate the members of Character Matters in Lake County for their dedication to improving the quality of life in Lake County; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Character Matters in Lake County.

HOUSE RESOLUTION 770

Offered by Representative Froehlich:

WHEREAS, It is a tradition of many schools across the State to separate twins, triplets, or other multiple siblings into different classrooms upon entering the school system without considering the preference of the parent or the children and the best interest of the multiples; and

WHEREAS, The available studies and data indicate that in most cases separation of multiples in school is not beneficial to their achievement in school and in some cases can be detrimental; and

WHEREAS, Often the separation of multiples when entering the school environment can be detrimental to the support system between multiples; and

WHEREAS, Each multiple is an individual; therefore, separation in school is not necessary to develop their individuality; and

WHEREAS, Separation of multiples in school can, in many cases, cause hardship to the parents who have to deal with different class schedules and activities; and

WHEREAS, The fact that the policy of separating multiples has been followed by many schools does not mean that it is the better or the correct policy; and

WHEREAS, Each set of multiples is different; while some multiples will do better when placed together, others do better when separated; therefore, placement of multiples should be determined on a case-by-case basis with priority given to the preference of the parents; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we recommend that all school districts in the State develop a policy concerning the separation of multiples that considers each set of multiples on a

case-by-case basis and takes into consideration the preference of the parents and the best interest of the children; and be it further

RESOLVED, That suitable copies of this resolution be delivered to the State Board of Education and the State Superintendent of Education for distribution to each school district in the State.

HOUSE RESOLUTION 773

Offered by Representative May:

WHEREAS, The importance of the Great Lakes to both the United States and Canada cannot be understated; and

WHEREAS, The Great Lakes is the largest body of fresh water in the world, constituting one-fifth of the Earth's supply of fresh water; and

WHEREAS, It is vital for the economic and ecological survival of the Great Lakes region that the environmental integrity of the Great Lakes basin be protected; and

WHEREAS, The Great Lakes drainage basin, which covers a 288,000 square-mile area, provides an enormous economic benefit, such as a \$35 billion-a-year boating industry and an \$18 billion-a-year wildlife watching and sportsman industry, to the region; and

WHEREAS, The Great Lakes Regional Collaboration Strategy is the result of an enormous bipartisan effort that includes several states and Canadian provinces, as well as a coalition of environmental advocates, economic interests, and other concerned parties; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the United States Congress to ratify the Great Lakes Regional Collaboration Strategy, and we ask that President Bush allocate \$300 million dollars in federal matching funds to be used for sewer and water improvements, wetlands and river restoration, toxics cleanups, and other vital projects; and be it further

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

HOUSE RESOLUTION 776

Offered by Representative Granberg:

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that there is created the Pension Funding Task Force, consisting of 7 members as follows: (i) four members appointed by the Speaker of the House of Representatives, one of whom shall be selected as chairperson of the task force at the time of appointment; and (ii) three members appointed by the Minority Leader of the House of Representatives; and be it further

RESOLVED, That the Task Force must identify, investigate, and recommend to the General Assembly methods for the State to maintain its contributions to the State-funded retirement systems at the levels required under the Illinois Pension Code; the Task Force must hold hearings and must issue a report of its recommendations to the General Assembly on or before December 31, 2006; and be it further

RESOLVED, That Task Force members shall serve without compensation, but may be reimbursed for their reasonable travel expenses from funds available for that purpose; the Commission on Government Forecasting and Accountability shall provide staff and administrative support services to the Task Force; and be it further

RESOLVED, That the Task Force is abolished on January 15, 2006.

HOUSE RESOLUTION 779

Offered by Representative Washington:

WHEREAS, The Justice Sunday 2006 campaign recognizes the 50th anniversary of the civil rights movement and serves as the trademark for a historic 381-day Call-To-Service, which began December 1,

2005, in honor of the lives and legacies of the late Dr. Martin Luther King Jr. and Mrs. Rosa L. Parks; and

WHEREAS, In 1994, in recognition of that spirit, Congress passed the King Holiday and Service Act, which directed the Corporation for National and Community Service to support local efforts to make the King Holiday a day of service; and

WHEREAS, Justice Sunday's national theme, "A Charge To Keep We Have: Service Before and Beyond", serves as a precursor to the King Day of Service in uniting people of all races, faiths, and cultures; and

WHEREAS, Family strengthening must be incorporated with strategies of community support and personal transformation to meet the critical needs of the more than 800,000 youth and adult ex-offenders who are returning to cities and towns each year; and

WHEREAS, In honor of the late Mrs. Rosa L. Parks, individuals can make a difference by responding to the urgent need for qualified mentors to help facilitate a pathway to freedom for youth engaged in gangs and criminal activities, with particular outreach to children whose parents are incarcerated; and

WHEREAS, The National Alliance of Faith and Justice, is authorized by grant of Rights from the Martin Luther King Center for Nonviolent Social Change to use the images and quotes of Dr. Martin Luther King Jr. to acknowledge the lifetime of selfless service by Dr. King as a clergy and martyr for justice; and

WHEREAS, Justice Sunday 2006 will launch Pen or Pencil: Eyes on the Prize, prompting youth to remain focused and committed to progress and anti-criminal behavior by reflecting upon the immeasurable price of freedom exemplified on film and by heroes and sheroes of the civil rights movement such as Dr. King and Mrs. Parks; and

WHEREAS, Dr. M. Jeanne Dolphus Cotton, Trinity Universal Center, Inc., Justice Sunday Lake County, Illinois, facilitator, in partnership with the College of Lake County, will conduct the Pen or Pencil project in middle schools in Waukegan and North Chicago; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we proclaim January 15, 2006, as Justice Sunday, and we urge all citizens to consider this day and the year beyond as a tribute to Dr. King and Mrs. Parks through commitment to volunteerism and service around pressing social issues; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Dr. M. Jeanne Dolphus Cotton.

HOUSE RESOLUTION 796

Offered by Representative Brauer:

WHEREAS, January is commemorated as "National Blood Donor Month"; and

WHEREAS, Every three seconds in this country someone will need blood; and

WHEREAS, A single trauma patient can use well over 100 units of blood; and

WHEREAS, A single blood donation can save up to three lives; and

WHEREAS, Blood only has a shelf life of 42 days; and

WHEREAS, Blood is not only needed in times of disaster but on a constant basis to treat everyday people; and

WHEREAS, Cancer patients are the biggest user group of blood followed by use in treatment of neonatal, dialysis, burn victims, and heart disease; and

WHEREAS, Blood is required in every organ transplant; and

WHEREAS, Less than 5% of the eligible population actually donates blood; and

WHEREAS, Community blood centers rely 100% on donations from volunteer donors in order to maintain a safe and viable blood supply; and

WHEREAS, The State of Illinois recognizes the importance of blood donation through the Blood Donation Act, the Employee Blood Donation Leave Act, and the Organ Donor Leave Act; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we name the month of January as "Blood Donor Month"; and be it further

RESOLVED, That anyone who has never donated blood but is eligible to is urged to step up to the challenge and become a first time donor; and be it further

RESOLVED, That those who have donated blood are urged to become regular donors; and be it further

RESOLVED, That all Illinoisans are urged to pay tribute to those among us who donate for others in need; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Illinois Coalition of Community Blood Centers.

HOUSE RESOLUTION 797

Offered by Representative Lindner:

WHEREAS, Property taxes in the State of Illinois are increasing at a rate that exceeds the rate of inflation and that exceeds the rate of increase in the personal income for many Illinois families; and

WHEREAS, Many Illinois citizens survive on a fixed income and cannot afford the dramatic increases of property taxes, particularly in light of the rising costs of other necessary commodities, such as energy, gasoline, health care, and prescription medicine; and

WHEREAS, The Property Tax Code in Illinois is so complex that many citizens are unable to understand the labyrinthine processes by which they are being taxed; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that there is created the Property Tax Task Force consisting of 9 members appointed as follows: (i) 4 members shall be appointed by the Speaker of the House of Representatives, one of whom shall be designated as the chairperson of the Task Force at the time of appointment; (ii) 4 members appointed by the Minority Leader of the House of Representatives; and (iii) one member appointed by the Governor; no more than 3 members may reside within the same judicial district; and be it further

RESOLVED, That the Property Tax Task Force must conduct a study of the property tax system in Illinois, examine ways to promote fairness in the imposition of property taxes, and investigate methods of reducing the State's reliance on property taxes; and be it further

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

RESOLVED, That the Task Force must submit its findings to the House of Representatives no later than January 14, 2007, at which time the Task Force is dissolved.

HOUSE JOINT RESOLUTION 71

Offered by Representative Delgado:

WHEREAS, During the 94th General Assembly, the Joint Task Force on Rural Health was established to study issues relating to health care for Illinois residents living in rural settings; and

WHEREAS, The Joint Task Force was to report its findings and recommendations to the General Assembly no later than January 1, 2006; and

WHEREAS, The Joint Task Force needs additional time to complete its work; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the Joint Task Force on Rural Health shall submit a report, as established in its authorizing resolution, no later than December 31, 2006; and be it further

RESOLVED, That with this reporting extension, the Joint Task Force on Rural Health shall continue to operate pursuant to its enabling resolution.

HOUSE JOINT RESOLUTION 73

Offered by Representative Brauer:

WHEREAS, On December 7, 1941, the Japanese attacked Pearl Harbor and many innocent and brave civilians and soldiers lost their lives, their families, and their community; and

WHEREAS, The citizens of this State have historically paid homage to those survivors and victims of World War II fighting; and

WHEREAS, It is befitting that the State of Illinois honor and respect the brave men and women who withstood the horrific attack; and

WHEREAS, The designation of a portion of U.S. Route 66 as the Pearl Harbor Memorial Highway is an appropriate acknowledgment of the courage of those survivors; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the portion of U.S. Route 66 running from the corner of Ninth Street and Peoria Road in Springfield to Fifth Street in Lincoln be designated as the Pearl Harbor Memorial Highway in recognition and honor of the exemplary way the survivors of the worst military attack on American shores faced such a crisis; and be it further

RESOLVED, That the Illinois Department of Transportation is requested to erect at suitable locations, consistent with State regulations, appropriate plaques or signs giving notice of the name; and be it further

RESOLVED, That a copy of this resolution be delivered to the Secretary of the Illinois Department of Transportation.

HOUSE JOINT RESOLUTION 74

Offered by Representative Black:

WHEREAS, November 5, 2006, marks six years since Ryan Katcher, a student at the University of Illinois, was last seen; and

WHEREAS, In 2001, there were 198,575 persons over the age of 18 reported missing to law enforcement agencies nationwide; and

WHEREAS, Regardless of age or circumstances, all missing persons have families who need support and guidance to endure the days, months, or years they may spend searching for their missing loved ones; and

WHEREAS, It is important to applaud the committed efforts of families, law enforcement agencies, and concerned citizens who work to locate missing persons and to prevent all forms of victimization; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that in recognition of the life of Ryan Katcher and all other missing persons in the State of Illinois, we declare November 5, 2006, as Missing Persons Day in the State of Illinois; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Linda Katcher Griffith with our sincerest wishes of support for her in the search for her son.

HOUSE JOINT RESOLUTIONS CONSTITUTIONAL AMENDMENTS FIRST READING

Representative Black introduced the following:

HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 22

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Section 9 of Article I of the Illinois Constitution as follows:

ARTICLE I BILL OF RIGHTS

SECTION 9. BAIL AND HABEAS CORPUS

All persons shall be bailable by sufficient sureties, except for:

(1) The ~~the~~ following offenses where the proof is evident or the presumption great: capital offenses; offenses for which a sentence of life imprisonment may be imposed as a consequence of

conviction; and felony offenses for which a sentence of imprisonment, without conditional and revocable release, shall be imposed by law as a consequence of conviction, when the court, after a hearing, determines that release of the offender would pose a real and present threat to the physical safety of any person.

(2) A domestic battery offense that results in death to a victim of the offense regardless of whether or not the proof is evident or the presumption great. As used in this paragraph (2), "domestic battery offense" means an offense involving the infliction of great bodily harm to a victim who at the time of the commission of the offense is the offender's spouse, former spouse, parent, child, stepchild, or other person related by blood or by present or prior marriage, a person who shares or formerly shared a common dwelling, a person who has or allegedly had a child in common, a person who shares or allegedly shares a blood relationship through a child, a person who has or has had a dating or engagement relationship, a person with disabilities and his or her personal assistant, or a caregiver who provides for the health and personal care of a person at that person's residence.

The privilege of the writ of habeas corpus shall not be suspended except in cases of rebellion or invasion when the public safety may require it.

Any costs accruing to a unit of local government as a result of the denial of bail pursuant to the 1986 Amendment to this Section shall be reimbursed by the State to the unit of local government.

(Source: Amendment adopted at general election November 4, 1986.)

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 22 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

Representative Lindner introduced the following:

**HOUSE JOINT RESOLUTION
CONSTITUTIONAL AMENDMENT 23**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Section 5 of Article IV of the Illinois Constitution as follows:

ARTICLE IV
THE LEGISLATURE

SECTION 5. SESSIONS

(a) The General Assembly shall convene each year on the second Wednesday of January. The General Assembly shall be a continuous body during the term for which members of the House of Representatives are elected.

(b) The Governor may convene the General Assembly, with the written consent of the President of the Senate, the Speaker of the House of Representatives, the Minority Leader of the Senate, and the Minority Leader of the House of Representatives, or the Senate alone, with the written consent of the President of the Senate and the Minority Leader of the Senate, in special session by a proclamation stating the purpose of the session; and only business encompassed by such purpose, together with any impeachments or confirmation of appointments shall be transacted. Special sessions of the General Assembly may also be convened by joint proclamation of the presiding officers of both houses, issued as provided by law.

(c) Sessions of each house of the General Assembly and meetings of committees, joint committees and legislative commissions shall be open to the public. Sessions and committee meetings of a house may be closed to the public if two-thirds of the members elected to that house determine that the public interest so requires; and meetings of joint committees and legislative commissions may be so closed if two-thirds of the members elected to each house so determine.

(Source: Illinois Constitution.)

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 23 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

Representative Lindner introduced the following:

**HOUSE JOINT RESOLUTION
CONSTITUTIONAL AMENDMENT 24**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Sections 1, 2, and 3 of Article IV and Section 1 of Article XIV of the Illinois Constitution as follows:

ARTICLE IV
THE LEGISLATURE

SECTION 1. LEGISLATURE - POWER AND STRUCTURE

The legislative power is vested in a General Assembly consisting of a Senate and a House of Representatives, elected by the electors from 59 Senatorial ~~Legislative~~ Districts and 119 ~~118~~ Representative Districts.

(Source: Amendment adopted at general election November 4, 1980.)

SECTION 2. LEGISLATIVE COMPOSITION

(a) One Senator shall be elected from each Senatorial ~~Legislative~~ District. Immediately following each decennial redistricting, the General Assembly by law shall divide the Senatorial ~~Legislative~~ Districts as equally as possible into three groups. Senators from one group shall be elected for terms of four years, four years and two years; Senators from the second group, for terms of four years, two years and four years; and Senators from the third group, for terms of two years, four years and four years. The Senatorial ~~Legislative~~ Districts in each group shall be distributed substantially equally over the State.

(b) ~~Each Legislative District shall be divided into two Representative Districts. In 1982 and every two years thereafter~~ One Representative shall be elected from each Representative District for a term of two years.

(c) To be eligible to serve as a member of the General Assembly, a person must be a United States citizen, at least 21 years old, and for the two years preceding his election or appointment a resident of the district which he is to represent. In the general election following a redistricting, a candidate for the General Assembly may be elected from any district which contains a part of the district in which he resided at the time of the redistricting and reelected if a resident of the new district he represents for 18 months prior to reelection.

(d) Within thirty days after a vacancy occurs, it shall be filled by appointment as provided by law. If the vacancy is in a Senatorial office with more than twenty-eight months remaining in the term, the appointed Senator shall serve until the next general election, at which time a Senator shall be elected to serve for the remainder of the term. If the vacancy is in a Representative office or in any other Senatorial office, the appointment shall be for the remainder of the term. An appointee to fill a vacancy shall be a member of the same political party as the person he succeeds.

(e) No member of the General Assembly shall receive compensation as a public officer or employee from any other governmental entity for time during which he is in attendance as a member of the General Assembly.

No member of the General Assembly during the term for which he was elected or appointed shall be appointed to a public office which shall have been created or the compensation for which shall have been increased by the General Assembly during that term.

(Source: Amendment adopted at general election November 4, 1980.)

SECTION 3. LEGISLATIVE REDISTRICTING

(a) Senatorial ~~Legislative~~ Districts shall be compact, contiguous and substantially equal in population. Representative Districts shall be compact, contiguous, and substantially equal in population. A

Representative District need not be entirely within a single Senatorial District.

(b) By April 15 of the year following each Federal decennial census year, the State Board of Elections, by a record vote of a majority of the total number of members authorized by law as provided in Section 5 of Article III, shall designate a computer program for redistricting the Senate and House of Representatives that meets the requirements of this Section. The designation shall include detailed specifications of the computer program.

Any computer program designated by the State Board of Elections under this Section shall embody the following standards and criteria, as defined by Common Law, in this order of priority:

- (1) contiguity;
- (2) substantial equality of population;
- (3) compactness;
- (4) minimization of the number of districts that cross county or municipal boundaries; and
- (5) a fair reflection of minority voting strength.

Any computer program designated by the State Board of Elections under this Section shall not consider the following data:

- (1) residency of incumbent legislators;
- (2) political affiliations of registered voters;
- (3) previous election results; and
- (4) demographic information not required to be used by this Section or by the United States Constitution or federal law.

Except as specified in this Section, the computer program shall produce districts in a random manner.

The Senate, by resolution adopted by a record vote of three-fifths of the members elected, may by June 15 of that year designate a different computer program for redistricting the Senate. The House of Representatives, by a resolution adopted by a record vote of three-fifths of the members elected, may by June 15 of that year designate a different computer program for redistricting the House of Representatives.

(c) ~~(b)~~ In the year following each Federal decennial census year, ~~(i)~~ the Senate, by resolution adopted by a record vote of three-fifths of the members elected, ~~General Assembly by law~~ shall redistrict the Senatorial Legislative Districts and ~~(ii)~~ the House of Representatives, by resolution adopted by a record vote of three-fifths of the members elected, shall redistrict the Representative Districts. Each adopted redistricting resolution shall be filed with the Secretary of State by the presiding officer of the house that adopted the resolution.

(d) If a Senatorial or Representative redistricting resolution is not adopted and effective by June 15 of that year, the State Board of Elections, as soon thereafter as is practicable, shall produce a Senatorial or Representative redistricting plan, or both as the case may be, through the use of the computer program designated by the affected chamber, if it made a designation under subsection (b), or else through the use of the computer program designated by the State Board of Elections under that subsection. The State Board of Elections shall file the redistricting plan with the Secretary of State.

~~If no redistricting plan becomes effective by June 30 of that year, a Legislative Redistricting Commission shall be constituted not later than July 10. The Commission shall consist of eight members, no more than four of whom shall be members of the same political party. The Speaker and Minority Leader of the House of Representatives shall each appoint to the Commission one Representative and one person who is not a member of the General Assembly. The President and Minority Leader of the Senate shall each appoint to the Commission one Senator and one person who is not a member of the General Assembly. The members shall be certified to the Secretary of State by the appointing authorities. A vacancy on the Commission shall be filled within five days by the authority that made the original appointment. A Chairman and Vice Chairman shall be chosen by a majority of all members of the Commission. Not later than August 10, the Commission shall file with the Secretary of State a redistricting plan approved by at least five members.~~

~~If the Commission fails to file an approved redistricting plan, the Supreme Court shall submit the names of two persons, not of the same political party, to the Secretary of State not later than September 1.~~

~~Not later than September 5, the Secretary of State publicly shall draw by random selection the name of one of the two persons to serve as the ninth member of the Commission.~~

~~Not later than October 5, the Commission shall file with the Secretary of State a redistricting plan approved by at least five members.~~

(e) A ~~An~~ approved redistricting plan, adopted by redistricting resolution or produced by the State Board of Elections, that is filed with the Secretary of State shall be presumed valid, shall have the same force and effect as a ~~of~~ law, and shall be published promptly by the Secretary of State.

(f) The Supreme Court shall have original and exclusive jurisdiction over actions concerning redistricting the House and Senate, ~~which shall be initiated in the name of the People of the State by the Attorney General.~~

(Source: Amendment adopted at general election November 4, 1980.)

ARTICLE XIV

CONSTITUTIONAL REVISION

SECTION 1. CONSTITUTIONAL CONVENTION

(a) Whenever three-fifths of the members elected to each house of the General Assembly so direct, the question of whether a Constitutional Convention should be called shall be submitted to the electors at the general election next occurring at least six months after such legislative direction.

(b) If the question of whether a Convention should be called is not submitted during any twenty-year period, the Secretary of State shall submit such question at the general election in the twentieth year following the last submission.

(c) The vote on whether to call a Convention shall be on a separate ballot. A Convention shall be called if approved by three-fifths of those voting on the question or a majority of those voting in the election.

(d) The General Assembly, at the session following approval by the electors, by law shall provide for the Convention and for the election of two delegates from each Senatorial ~~Legislative~~ District; designate the time and place of the Convention's first meeting which shall be within three months after the election of delegates; fix and provide for the pay of delegates and officers; and provide for expenses necessarily incurred by the Convention.

(e) To be eligible to be a delegate a person must meet the same eligibility requirements as a member of the General Assembly. Vacancies shall be filled as provided by law.

(f) The Convention shall prepare such revision of or amendments to the Constitution as it deems necessary. Any proposed revision or amendments approved by a majority of the delegates elected shall be submitted to the electors in such manner as the Convention determines, at an election designated or called by the Convention occurring not less than two nor more than six months after the Convention's adjournment. Any revision or amendments proposed by the Convention shall be published with explanations, as the Convention provides, at least one month preceding the election.

(g) The vote on the proposed revision or amendments shall be on a separate ballot. Any proposed revision or amendments shall become effective, as the Convention provides, if approved by a majority of those voting on the question.

(Source: Illinois Constitution.)

SCHEDULE

This Constitutional Amendment takes effect beginning with redistricting in 2011 and applies to the election of members of the General Assembly in 2012 and thereafter.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 24 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

At the hour of 4:30 o'clock p.m., the House adjourned until Wednesday, January 11, 2006, at 12:00 o'clock noon.